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TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 144]

PART 1468—GRAIN

WHEAT AND FLOUR

The fulfillment of War requirements and requirements for the defense of the United States has resulted in a shortage in the supply of wheat and wheat products for defense, for private account, and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 1468.13 *Distribution and use of wheat and flour—(a) Definitions.* (1) "Wheat" means any grain which, before the removal of dockage, consists of 50 percent or more of wheat and not more than 10 percent of other grains for which standards have been established under the provisions of the United States Grain Standards Act (7 U.S.C. 71-87), and which, after the removal of dockage, contains not more than 50 percent of broken kernels of grain of any size. "Wheat" shall not include emmer, spelt, einkorn, Polish wheat, and poulard wheat.

(2) "Flour" means (i) flour from wheat, (ii) farina, or (iii) semolina, as defined in subparagraphs (6), (13) and (15) of section 16 (a) of Revised Maximum Price Regulation No. 296 of the Office of Price Administration, as amended, or as it may be amended or revised from time to time.

(3) "Mixed feed" means any feed manufactured for sale for the feeding of livestock or poultry.

(4) "Excess wheat" means all wheat in the inventory of a merchandiser or country shipper, over and above the quantity needed to make deliveries on (i) export sales approved as provided in paragraph (m) hereof, and (ii) orders from millers or mixed feed manufacturers who furnish 45-day inventory certificates as required by paragraph (k) hereof.

(5) "Merchandiser" means any person, other than a country shipper, who buys and sells wheat on his own account.

(6) "Country shipper" means any person who, at places other than terminal markets, is engaged in the business of purchasing wheat directly from farmers and storing and selling the same.

(7) "Distributor" means any person, including a blender, engaged in the business of buying and selling flour on his own account.

(8) "Miller" means any person engaged in the commercial manufacture of flour.

(9) "Mixed feed manufacturer" means any person engaged in the commercial manufacture of mixed feed.

(10) "Food manufacturer" means any person, other than a brewer or a distiller, who uses wheat or flour in the commercial manufacture of edible products for human consumption, and includes but is not limited to bakers, breakfast food manufacturers, and manufacturers of spaghetti, macaroni, and similar products.

(11) "Inventory" means the total quantity of wheat or flour, as the case may be, owned and held in store, wherever located.

(12) "Average daily grind" means the total grind for the 90 calendar days, including Sundays and holidays, immediately preceding the date of issuance of this order, divided by 90.

(13) "Director" means the Director, Grain Branch, Production and Marketing Administration, serving the Wheat Loan Program area in which the affected person is located.

(14) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(15) "Assistant Administrator" means the Assistant Administrator, for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(b) *Use of wheat in mixed feeds.* (1) No mixed feed manufacturer shall, during the remainder of February and the calendar months indicated below, use wheat in the manufacture of mixed feeds, including grain base mixes, at a rate in

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Book 1: Titles 1-10, including Presidential documents in full text.

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excess of the following percentages of the monthly average quantity of wheat so used during the period December 1, 1945, to January 31, 1946:

Month	Percentage
February and March 1946	75
April 1946	70
May 1946	65
June and following months 1946	60

(2) No person shall use wheat in any form in making any mixture of grains for sale as an ingredient in the manufacture of mixed feed.

(c) *Use of flour in mixed feed.* No person shall use flour in the manufacture of mixed feed unless such flour is unfit for human consumption.

(d) *Preference orders.* Any miller who has less than a 21-day inventory of wheat based upon average daily grind, and any mixed feed manufacturer who

has less than a 21-day inventory of wheat based upon authorized use under paragraph (b) (1) hereof, may issue a written order which shall entitle him to preferred delivery as hereinafter provided. A preference order may be issued for a quantity of wheat not to exceed the greater of the following quantities: (1) One carload lot, or (2) a quantity necessary to bring the issuing person's inventory of wheat up to a 30-day supply based upon average daily grind in the case of a miller, or authorized use under paragraph (b) (1) in the case of a mixed feed manufacturer. The issuing person shall name his supplier upon the face of the order or state that he does not know of any specific supplier who can furnish the necessary amount of wheat. All preference orders shall be forwarded for approval to the Director who shall, in accordance with the issuing person's directions, transmit the preference order for execution or return the same to the issuing person. Total preference orders outstanding at any one time in favor of the same issuing person shall not exceed the greater of the quantities specified under (1) or (2) above. A preference order shall have incorporated therein or attached thereto a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to _____ that this certificate is furnished in order to obtain preferred delivery, under War Food Order No. 144, of _____ bushels of wheat, and that such quantity either represents one carload lot, or will not increase the undersigned's total stocks of wheat in store, wherever located, beyond the amount permitted under paragraph (d) of War Food Order No. 144. The above named supplier (has) ¹ (has not) ¹ agreed to furnish the above amount of wheat.

By _____ Purchaser
Authorized Official
Date _____

Any merchandiser who received a preference order may transmit or pass the same on to his supplier. All preference orders shall be honored by merchandisers and country shippers in the following manner:

(1) No merchandiser or country shipper shall use excess wheat except to fill preference orders, provided that excess wheat may be delivered to the Commodity Credit Corporation pursuant to offers made under paragraph (e) hereof.

(2) No merchandiser or country shipper who owns or acquires excess wheat shall deliver any wheat on other than preference orders unless and until he has filled or offered to fill all preference orders received by him up to the quantity of excess wheat on hand. It is the intent of this provision that preference orders shall be filled ahead of contracts regardless of the delivery date of such contracts, as long as the merchandiser or country shipper has excess wheat on hand.

(3) All merchandisers and country shippers shall, as shipping facilities become available, fill preference orders in

the order in which received. All unfilled preference orders carried over from any previous week shall take priority over those received during subsequent weeks: *Provided, however,* That the provisions of this paragraph (d) (3) shall be subject to any regulations or orders now in effect or which may hereafter be issued with respect to shipping priorities for export wheat, whether for private account or for the account of the Commodity Credit Corporation.

(e) *Offers of excess wheat to Commodity Credit Corporation.* All excess wheat which a merchandiser or country shipper has on hand as of the close of market each week, for which such merchandiser or country shipper does not have preference orders, shall beginning March 2 be offered to the Director before noon of the following Monday for sale and delivery to the Commodity Credit Corporation. A country shipper offering such wheat may indicate the merchandiser through whom he desires the transaction to be handled. All excess wheat so offered which has not been accepted within 2 days from the time of such offer shall continue to be held by the merchandiser or country shipper as excess wheat.

(f) *Millers' and mixed feed manufacturers' wheat inventories.* No miller or mixed feed manufacturer shall accept delivery of wheat in any quantity which will cause his inventory of wheat, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase, to exceed a 45-day supply based upon average daily grind in the case of a miller or authorized use under paragraph (b) (1) hereof in the case of a mixed feed manufacturer: *Provided, however,* That this paragraph (f) shall not apply to usual or customary sales of wheat by a producer thereof who delivers such wheat by truck directly to a mill or elevator attached thereto. (See paragraphs (a) (4) and (e))

(g) *1946 crop wheat; exemption.* Wheat of the 1946 crop shall not be subject to any restriction under this order other than those contained in paragraph (1) entitled "Extraction rate."

(h) *Distributors' flour inventories.* No distributor shall, except for immediate resale for export, accept delivery of flour in any quantity which will cause his inventory of flour to exceed a 30-day supply based upon his average monthly deliveries of flour during the six preceding calendar months.

(i) *Food manufacturers' wheat and flour inventories.* No food manufacturer shall accept delivery of wheat or flour in any quantity which will cause his inventory of wheat or flour, respectively, to exceed his average monthly use of wheat or flour, respectively, during 1945.

(j) *Inventory exemption; carload lots.* Notwithstanding any other provision of this order, and subject to the certificate requirement contained in paragraph (k) hereof, any person whose inventory of wheat or flour does not exceed the quantity permissible under the applicable provision of this order, may accept delivery of one carload lot.

(k) *Inventory certificates.* No miller, mixed feed manufacturer, merchandiser, or food manufacturer shall accept delivery of wheat, no miller, distributor, or

food manufacturer shall accept delivery of flour, and no person shall deliver wheat to a miller, mixed feed manufacturer, merchandiser, or food manufacturer, or flour to a miller, distributor, or food manufacturer, unless, at or before the time of delivery, the person who accepts delivery executes and furnishes to his supplier a certificate in the following form: *Provided, however,* That this paragraph (k) shall not apply to usual or customary sales of wheat by a producer thereof who delivers such wheat by truck directly to a mill or elevator attached thereto:

The undersigned hereby certifies to the United States Department of Agriculture and to _____ that he is

Name and address of supplier
familiar with the terms of War Food Order No. 144, that this certificate is furnished in order to enable the undersigned to acquire _____ (bushels) ¹ (pounds) ¹ of (wheat) ¹ (flour) ¹ to be delivered on or about _____, and that the receipt by him of such (wheat) ¹ (flour) ¹ will not increase his inventory beyond the amount permitted under War Food Order No. 144.

By _____ Purchaser
Authorized Official
Date _____

(1) *Extraction rate.* Effective March 1, 1946, no miller shall produce any flour which consists of less than 80 percent by weight of the cleaned wheat from which such flour is produced.

(m) *Export of wheat.* Any person who holds wheat for export or who purchases or contracts to purchase wheat for export shall, prior to application for an export license or, if such wheat is not at a port, prior to shipment to a port for export, first offer such wheat to the Director for sale and delivery to the Commodity Credit Corporation. Any wheat offered to and not accepted by the Commodity Credit Corporation may be exported only under license issued by the Office of International Trade, Department of Commerce, after approval of such issuance by the Director. Any person offering wheat may, at the time such offer is made, authorize the Director or the Order Administrator to apply in such person's behalf to the Office of International Trade, Department of Commerce, for the issuance of an export license. Any wheat so offered which has not, within 2 days from the time of such offer, been accepted by the Commodity Credit Corporation or refused and authorized for export as above provided, shall continue to be held by a merchandiser or country shipper as excess wheat.

(n) *Transfers between branches or departments.* The transfer of wheat or flour between units, departments, branches, plants, or companies owned, controlled, or directed by the same person but engaged in separate activities as merchandisers, country shippers, millers, distributors, food manufacturers, or mixed feed manufacturers, shall constitute delivery and acceptance of delivery within the meaning of this order.

(o) *Records and reports.* (1) Every miller shall on or before February 28, 1946, mail a report to the Director show-

¹ Strike inapplicable words.

ing his average daily grind as defined in paragraph (a) (12) hereof.

(2) Every mixed feed manufacturer shall, on or before February 28, 1946, mail a report to the Director showing the monthly average quantity of wheat used by him in the manufacture of mixed feed, including grain base mixes, during the period December 1, 1945, to January 1, 1946.

(3) Every miller, mixed feed manufacturer, and food manufacturer shall, on or before February 28, 1946, mail a report to the Director showing the following as of the effective date of this order: (i) wheat on hand on the premises (mill or mill elevator), (ii) wheat stored at other places, (iii) wheat under contract to purchase, (iv) wheat in transit, and (v) futures contracts for wheat.

(4) All certificates executed under this order shall be retained for at least two years and shall, upon request, be submitted to the Assistant Administrator for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(5) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(6) Every person subject to this order shall, for at least two years or for such period of time as the Assistant Administrator may designate, maintain an accurate record of his milling of wheat, production of flour or mixed feed, and his transactions in these commodities.

(p) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(q) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of wheat and flour, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of his order.

(r) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After

said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(s) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using wheat and flour. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(t) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(u) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 144, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(v) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(w) *Effective date.* Paragraph (1) of this order, entitled "Extraction rate", shall become effective at 12:01 a. m., e. s. t., March 1, 1946. All other provisions of this order shall become effective at 12:01 a. m., e. s. t., February 18, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 15th day of February 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-2630; Filed, Feb. 15, 1946;
4:56 p. m.]

[WFO 135, Amdt. 1]

PART 1202—FARM MACHINERY AND EQUIPMENT

VETERAN'S PREFERENCE FOR NEW FARM MACHINERY AND EQUIPMENT

Effective February 20, 1946, War Food Order No. 135 (10 F.R. 7519, 10419) is hereby revised and amended in its entirety to read as follows:

Pursuant to the authority vested in me by Executive Order No. 9280 (7 F.R. 10179), Executive Order No. 9322 (8 F.R. 3807), Executive Order No. 9334 (8 F.R. 5423), Executive Order No. 9392 (8 F.R. 14783) and Executive Order No. 9577 (10 F.R. 8087), it is hereby ordered that:

§ 1202.500 *Veteran's preference for new farm machinery and equipment—*

(a) *Definitions.* For the purposes of this order:

(1) "County agricultural conservation committee" means, in the continental United States, the county agricultural conservation committee for each county for which such committee has been established, and, in Alaska, Hawaii, Puerto Rico and the Virgin Islands, the Officer in Charge of the Field Service Branch, Production and Marketing Administration.

(2) "Dealer" means any person engaged in the business of selling new farm machinery and equipment to farmers.

(3) "Assistant Administrator" means the Assistant Administrator in charge of regulatory matters, Production and Marketing Administration, United States Department of Agriculture.

(4) "Person" means any individual, partnership, corporation, association, business trust or any organized group of persons, whether incorporated or not.

(5) "State AAA Committee" means the State Agricultural Conservation Committee for the State.

(6) "Veteran" means any person who shall have served in the active military or naval service of the United States at any time on or after September 16, 1940, and prior to the termination of the present war and who shall have been discharged or released therefrom under conditions other than dishonorable after active service of ninety days or more, or by reason of an injury or disability incurred in service in line of duty.

(b) *Application.* Any veteran who owns and operates a farm or operates a farm as a tenant, or who is a sharecropper, may apply for a veteran's preference certificate for any item of new farm machinery and equipment, which is listed in Schedule A of this order, for the purpose of establishing or reestablishing himself as a farmer. Such application shall be made on a form prescribed by the Assistant Administrator, and shall be filed with the county agricultural conservation committee for the county in which such equipment is to be principally used. The applicant must establish to the satisfaction of the committee that he is engaged, or has made bona fide arrangements to become engaged, in farming as an owner, tenant or sharecropper, that he has urgent need for the desired equipment, that he has made a diligent effort to obtain new and used equipment to meet such need without success, and that the supplying of the desired equipment to him would tend to increase the production of food to meet war and essential civilian needs.

(c) *Veteran's preference certificate.* (1) If a veteran satisfies the requirements set forth in paragraph (b) above, the county agricultural conservation committee may issue to the veteran a veteran's preference certificate for the equipment covered by the application. The certificate shall be in the form prescribed by the Assistant Administrator. The certificate shall contain a description of the equipment. A separate preference certificate shall be issued for each item of equipment. No certificates shall be issued to any veteran for equipment in excess of his minimum needs as determined by the county agricultural conservation committee. In determining such minimum needs the county agricultural conservation committee shall take

into consideration the type and size of the veteran's farm operation and any equipment already owned by him or available for his use. A veteran's preference certificate shall become void, unless presented to and accepted by a dealer within 15 days after the date of the issuance of the certificate, and, in any event, such certificate shall expire sixty days after the date of issuance: *Provided, however*, That such certificate may be extended, from time to time, by the county agricultural conservation committee for sixty days upon a written request by the veteran stating the reasons why an extension is necessary. Such extension shall be made by a letter addressed to the veteran and signed by a member of the county committee. Such letter shall be filed by the veteran with the dealer holding the certificate, and the dealer shall give to the veteran a written acknowledgment of the receipt of such letter.

(2) Any veteran's preference certificate issued prior to February 20, 1946, shall become void unless presented to and accepted by a dealer on or before March 20, 1946, and, in any event, such certificate shall expire April 20, 1946, subject, however, to extension as provided in paragraph (c) (1) hereof.

(d) *Action by dealer.* (1) A veteran's preference certificate issued pursuant to this order may be presented to any dealer in new farm machinery and equipment within whose trade territory such veteran's farm is located. Such dealer shall accept such certificate and shall give to the veteran a receipt therefor. Acceptance of a veteran's preference certificate by any dealer shall be conclusive evidence that the veteran's farm is located within his trade territory. Subject to the provisions of paragraphs (d) (2) and (d) (3) hereof, such dealer shall supply such veteran with the equipment described on the preference certificate before supplying any person not holding a veteran's preference certificate with like equipment, notwithstanding any prior commitment or contract with any such person. If a dealer receives more than one veteran's preference certificate for like equipment, he shall honor such certificates in the order of their receipt by the dealer. The dealer shall, within 10 days after the delivery of the equipment to the veteran, notify the county agricultural conservation committee accordingly by filling in and returning the stub attached to the certificate; and the dealer may retain the certificate for his file.

(2) A dealer may, if he so elects, fill an order on a veteran's preference certificate from equipment on hand at the time of the presentation of the certificate, but he shall not be required to do so. If the dealer does not so elect, the preference to which the veteran is entitled by reason of the certificate applies to the next item of like equipment received by the dealer, or received by another person for the dealer's account, after the presentation of the certificate to such dealer.

(3) No dealer shall be required to honor a veteran's preference certificate if the veteran is unwilling or unable to meet the regularly established price and terms of sale or payment for the equip-

ment described in the certificate. No dealer shall honor a veteran's preference certificate issued under this order for any item of farm machinery and equipment before filling an order for such item properly supported by a Civilian Production Administration preference rating. If for any reason a dealer refuses to accept or to honor a veteran's preference certificate, he shall, upon request, furnish the veteran with a written statement of the reason or reasons for such refusal, and the veteran may present this statement to the county agricultural conservation committee, which issued the certificate, for appropriate action.

(e) *Cancellation of veteran's preference certificate.* (1) If a veteran to whom a veteran's preference certificate has been issued obtains the equipment described in the certificate without the use of the certificate, or if he obtains other equipment, either new or used, which will meet substantially the same need as the equipment described in the certificate, or if for any reason he finds that he will not need to use the certificate, he shall promptly return the certificate to his county agricultural conservation committee for cancellation, and he shall make no effort to obtain any preference under it.

(2) If, after the issuance of a veteran's preference certificate, the county agricultural conservation committee finds (i) that the person to whom the certificate was issued has misrepresented his circumstances in obtaining the certificate, or (ii) that the circumstances of such person have so changed that the equipment described in the certificate is no longer needed by such person, or (iii) that such certificate was issued by mistake, the county agricultural conservation committee shall demand the return of such certificate, by the person to whom it was issued, for cancellation. Upon such demand such person shall make no further effort to obtain any preference under the certificate and shall promptly return it to the committee.

(f) *Appeals.* (1) Any veteran whose application for a veteran's preference certificate is denied by a county agricultural conservation committee may, within 30 days after such denial, appeal to the State AAA Committee. (In Alaska, Hawaii, Puerto Rico and the Virgin Islands, this appeal shall be a request for reconsideration by the Officer in Charge of the Field Service Branch.) Such appeal shall be in writing and shall set forth all pertinent facts relating to the application. If the appeal is granted, the State AAA Committee shall instruct the county agricultural conservation committee to issue a veteran's preference certificate. If the appeal is denied (or, in Alaska, Hawaii, Puerto Rico and the Virgin Islands, if the application is denied on reconsideration), the veteran may further appeal in writing to the Assistant Administrator within 30 days after such denial by the State AAA Committee, setting forth all pertinent facts with respect to the application. If this appeal is granted, the Assistant Administrator shall instruct the county agricultural conservation committee through

the State AAA Committee to issue a veteran's preference certificate.

(2) Any dealer or other person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may apply in writing for relief to the Assistant Administrator, setting forth all pertinent facts and the nature of the relief sought. The Assistant Administrator may thereupon take such action as he deems appropriate, which action shall be final.

(g) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audit or inspection of the books, records and other writings, premises, or stocks of new farm machinery and equipment, which is listed on Schedule A, of any dealer, and to make such investigations, as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provisions of this order.

(h) *Records and reports.* The Assistant Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any dealer, as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(i) *Violations.* Any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws, and, if convicted, may be subject to a penalty of a fine or imprisonment, or both. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any person within the United States Department of Agriculture any or all of the authority vested in him by this order.

(k) *Territorial application of order.* This order shall apply to the forty-eight States and the District of Columbia of the United States, and to Alaska, Hawaii, Puerto Rico and the Virgin Islands.

(l) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued, be addressed to the Assistant Administrator, in charge of regulatory matters, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C., Ref. WFO 135.

NOTE: The reporting requirements of this order have been approved by, and subsequent record keeping and reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(54 Stat. 676; 55 Stat. 236; 56 Stat. 176; E. O. 9280, 7 F.R. 10179; E. O. 9322, 8 F.R.

3807; E. O. 9334, 8 F.R. 5423; E. O. 9392, 8 F.R. 14783; E. O. 9577, 10 F.R. 8087).

Issued this 14th day of February 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

SCHEDULE A

GROUP 1: PLANTING, SEEDING AND FERTILIZING MACHINERY

Division 1: Planters (horse and tractor drawn):

Item No.

1. One row, one horse, corn
2. One row, one horse, corn and cotton, peanut and other
3. One row, two horse, corn and cotton
4. Two row, corn
5. Two row, corn and cotton
6. Three row and over, corn
7. Three row and over, corn and cotton
- Division 2: Planters (tractor mounted):
8. One row, corn
9. One row, corn and cotton
10. Two row, corn
11. Two row, corn and cotton
12. Three row and over, corn
13. Three row and over, corn and cotton
- Division 3: Potato Planters (horse and tractor drawn):
14. One row
- 14a. Two row and larger
- Division 4: Transplanters:
15. Horse or tractor drawn, tractor mounted or self-propelled
16. Hand, wheel type
- Division 5: Beet and Bean Drills or Planters:
23. Horse or tractor drawn or tractor mounted
- Division 6: Grain Drills:
24. One horse, plain or fertilizer, three to seven disc or run
25. Fertilizer drills, horse or tractor drawn
26. Plain drills, horse or tractor drawn
- Division 7: Broadcast Seeders:
27. Wheeled, horse or tractor drawn
28. Endgate
29. Hand (wheelbarrow and other).
- Division 8: Garden Planters:
30. Hand, wheel type
31. Horse or tractor drawn, one row or multiple row (one row is a unit)
- Division 9: Fertilizer Distributors:
32. Horse or tractor drawn or tractor mounted
- 32d. Hand propelled
- Division 10: Lime Spreaders (sowers):
33. Wheeled hopper type sower, horse or tractor drawn
34. End-gate type
- 34a. Trailer type
35. Truck body type
- Division 11: Manure Spreaders and Loaders:
36. Four wheel, horse or tractor drawn
37. Two wheel, tractor drawn
- 37a. Manure loaders
- Division 12: Other Planting, Seeding and Fertilizing Machines:
38. Limestone pulverizers (farm size, under 14")
39. Uni-carrier, chassis or rear tool bar (short and long) for mounting tools, pull type
- 39a. Tool frame, attached or rear tool bar (short and long) for mounting tools on tractor
40. Potato cutter

GROUP 2: FARM PLOWS AND LISTERS

Division 1: Moldboard Plows (horse drawn):

42. Walking, one horse and larger
45. Sulky
46. Gang, two bottom and larger

GROUP 2: FARM PLOWS AND LISTERS—CON.

Division 2: Moldboard Plows (tractor drawn or mounted)—Continued.

Item No.

47. One bottom, tractor drawn
- 47a. One bottom, two-way (one furrow) tractor drawn
48. Two bottom, tractor drawn
- 48a. Two bottom, two-way (two furrow) tractor drawn
49. Three bottom, tractor drawn
50. Four bottom, tractor drawn
51. Five bottom and larger, tractor drawn
52. One bottom, tractor mounted
- 52a. One bottom, two-way (one furrow) tractor mounted
53. Two bottom, tractor mounted
- Division 3: Disc Plows (horse drawn):
54. Single disc and larger
- Division 4: Disc Plows (tractor drawn):
55. One disc
56. Two disc
57. Three disc
60. Four disc, tractor drawn
61. Five disc, tractor drawn
62. Six disc and larger, tractor drawn
- Division 5: One-Way Disc Plows or Tillers:
63. Under five feet
- 63a. Five foot and over
- Division 6: Listers and Middlebusters (horse or tractor drawn) (with or without planting attachments):
64. One row, horse or tractor drawn
65. Two row, horse or tractor drawn
66. Three row and larger, horse or tractor drawn
- Division 7: Listers and Middlebusters (tractor mounted) (with or without planting attachments):
67. One row, tractor mounted
68. Two row, tractor mounted
69. Three row and larger, tractor mounted
- 69a. Three row ridgers
- Division 8: Sub-Soil Plows:
70. Horse drawn
71. Tractor drawn
72. Tractor mounted
73. Single or double stocks
- Division 10: Other Plows and Listers:
74. Basin tiller
75. Cane row plows

GROUP 3: HARROWS, ROLLERS, PULVERIZERS AND STALK CUTTERS

Division 1: Farm Type Harrows:

78. Spike tooth harrow sections, horse or tractor drawn
79. Spring tooth harrow sections, horse or tractor drawn
80. Disc harrows, horse drawn
- 80e. Disc harrows, tractor drawn or tractor mounted
- 80h. Disc harrow, offset—tractor drawn
- 81a. Cane disc harrows, tractor mounted and tool bar type
- Division 2: Smooth Land Rollers:
82. Smooth land rollers, not including lawn rollers
- Division 3: Soil Pulverizers and Packers:
83. Soil pulverizers and packers
- Division 4: Stalk Cutters:
84. Stalk cutters, horse or tractor drawn
- 84b. Weed cutters (rotary blade type; not hand type)
- 84c. Cane stubble shavers
- Division 5: Ridge Busters:
85. Ridge busters, horse or tractor drawn
86. Ridge busters, tractor mounted
- Division 6: Other Harrows and Rollers:
87. Combination harrow and rollers
- 87a. Seed-bed row rollers
88. Field markers

GROUP 4: CULTIVATORS AND WEEDERS

Division 1: Cultivators (horse and tractor drawn):

91. One horse (all types, including hillers, disc hoes, shovel plows, little joes, and similar type harrows and rotary harrows)

GROUP 4: CULTIVATORS AND WEEDERS—CON.

Division 1: Cultivators (horse and tractor drawn)—Continued.

Item No.

92. One row, walking, two horse
93. One row, riding, two horse
- 93b. Two row, riding, horse drawn
94. One and two row, riding, horse drawn, listed corn type
- 94b. Two row and over, tractor drawn, listed corn type
95. Beet and bean cultivators
- 95b. Two row wing and disc hoes and hillers, potato, horse or tractor drawn or tractor mounted
96. Field cultivators, including chisels and orchard cultivators
97. Hand cultivators, wheel type, including hand plows
- Division 2: Cultivators (tractor mounted):
98. One row
99. Two row, shovel or disc type
- 99a. Two row, listed corn type
100. Three row and over, all types
- 101a. Combination cultivators and planters, two row, corn and cotton
- 101b. Cane cultivators
- 101d. Field cultivator, mounted and tool bar type, including chisel and orchard cultivators
- Division 3: Rotary Hoes:
102. Rotary hoes, horse or tractor drawn
- Division 4: Weeders, drawn or mounted:
103. Rod weeders
104. Tooth weeders, one horse, walking
- 104a. Tooth weeders, two horse, riding
- 104b. Tooth weeders, tractor drawn or tractor mounted
- Division 5: Other cultivators and weeders:
105. Beet, cotton, or vegetable thinners
- 105b. Cyclone weeder
- GROUP 5: FARM SPRAYERS, DUSTERS, AND ORCHARD HEATERS
- Division 1: Power Sprayers:
108. Market garden type, under six G. P. M.
- 108a. Orchard type, auxiliary engine
- 108b. Orchard type, power take-off
- 108g. Field or row crop type, auxiliary engine
- 108h. Field or row crop type, power take-off
- 108m. Field or row crop type, tractor mounted
- 108n. Propeller blast type
109. Traction sprayers
- Division 2: Hand Sprayers with Tank, Barrel, Knapsack, Etc. with Complete Equipment (Cap. 1 Qt. or over but less than 6 Gal.):
110. All types other than atomizing
115. Atomizing, single action (1 qt. and larger capacity)
- Division 3: Hand Pump Sprayers (capacity six gal. or more):
117. Barrel pump sprayer
118. Wheelbarrow sprayer
- Division 4: Spray Pumps, Power:
119. Spray pumps, power
- Division 5: Weed and Pear Burners:
120. Weed and pear burners
- Division 6: Dusters:
121. Power duster, auxiliary engines
- 121a. Power duster, power take-off
122. Traction dusters
123. Hand dusters, all types
- Division 7: Orchard Heaters:
124. Orchard heaters and smudge pots
- 124a. Wind frost protection machines
- GROUP 6: HARVESTING MACHINERY
- Division 1: Combines (harvester-threshers):
126. Width of cut, 6 ft. and under, auxiliary engines
- 126a. Width of cut, 6 ft. and under, power take-off
127. Width of cut, over 6 ft., including 10 ft.
128. Width of cut, over 10 ft., including 15 ft.
- 128a. Windrowers or swathers
- 128b. Combines, width of cut, over 15 ft.

GROUP 6: HARVESTING MACHINERY—CON.

Division 2: Grain and Rice Binders:

Item No.

- 129. Grain binders (ground drive)
- 130. Grain binders (power take-off)
- 131. Rice binders
- Division 3: Corn Binders:
- 132. Corn binders, ground drive
- 132a. Corn binders, power take-off
- 132b. Corn harvester, sled and wheel type
- Division 4: Corn Pickers:
- 133. One row, mounted type
- 134. Two row, mounted type
- 135. One row, pull type
- 136. Two row, pull type
- Division 5: Field Ensilage Harvesters—Row Type:
- 137. Field ensilage harvesters (row type)
- Division 6: Potato Diggers and Pickers:
- 138. Walking plow type
- 139. One row, ground drive
- 139a. One row, power take-off
- 139b. Two row, power take-off
- 139c. Potato pickers
- Division 7: Bean Cutters or Pullers:
- 140. Horse or tractor drawn
- Division 8: Sugar Beet and Cane Harvesting Equipment:
- 141. Beet lifters, horse or tractor drawn or tractor mounted
- 141b. Beet harvesters
- 141c. Beet loaders
- 141d. Cane harvesters
- 141e. Cane loaders
- Division 9: Other Harvesting Equipment:
- 142. Cotton harvesters, stripper type
- 142a. Cotton pickers
- 143a. Green pea harvesters
- 143. Vegetable pullers and pickers
- 143b. Spinach harvesters
- 144. One row soybean harvesters
- 144a. Grass seed harvesters or strippers
- 144b. Flax pullers
- 144c. Hop pickers
- 144d. Peanut diggers

GROUP 7: FARM HAYING MACHINERY

Division 1: Mowers:

- 146. Horse or tractor drawn (ground drive)
- 147. Tractor mounted or semi-mounted (power take-off drive)
- Division 2: Rakes:
- 148. Sulky (dump)
- 149. Side delivery (including comb, side rakes and tedders)
- 150. Sweep
- Division 3: Hay Loaders:
- 151. Hay loaders
- Division 4: Stackers:
- 152. Stationary
- 152a. Combination stacker-loaders
- Division 5: Pick-Up Hay Balers and Bale Loaders:
- 153. Pick-up hay balers—power take-off
- 153a. Pick-up hay balers—auxiliary engine
- 153b. Field bale loader
- Division 6: Other Haying Machinery:
- 154. Field hay choppers and harvesters

GROUP 8: MACHINES FOR PREPARING CROPS FOR MARKET OR USE

Division 1: Stationary Threshers—Grain, Rice and Alfalfa:

- 158. Threshers, width of cylinder under 28 ins.
- 159. Threshers, width of cylinder 28 ins. and over
- Division 2: Stationary Pea and Bean Threshers:
- 160. Stationary pea and bean threshers
- Division 3: Peanut Pickers:
- 161. Peanut pickers
- Division 4: Ensilage Cutters—Silo Fillers:
- 162. Ensilage cutters (silo fillers)

GROUP 9: MACHINES FOR PREPARING CROPS FOR MARKET OR USE—CONTINUED

Division 5: Feed Cutters—Hand and Power:

Item No.

- 163. Feed cutters, hand and power
- Division 6: Corn Shellers:
- 164. Corn shellers (hand)
- 165. Spring (2, 4, 6 and 8 hole)
- 166. Cylinder (150 bu. and under)
- 167. Cylinder (Over 150 bushels)
- Division 7: Corn Huskers and Shredders:
- 168. Combination corn huskers—shredders
- 169. Corn huskers
- 170. Corn shredders
- Division 8: Stationary Hay and Straw Balers:
- 171. Horse
- 172. Auxiliary engine
- 172a. Belt-driven or power take-off
- 172c. Broom corn balers
- 172d. Peanut hay balers
- Division 9: Feed Grinders and Crushers (farm):
- 173. Hand
- 174. Power, burr type
- 175. Hammer type
- 175a. Roughage mills, combination type with cutter head and grinders
- 175b. Feed mixers (not concrete mixers)
- Division 10: Grain Cleaners and Graders:
- 176. Cleaners and graders—farm type (small grain and seed)
- Division 11: Sorters and Graders:
- 177. Potato sorters and graders
- 177a. Fruit and vegetable graders, washers, sackers and conveyors
- 177b. Vegetable toppers
- 177c. Nut hullers, graders, sackers, conveyors
- Division 12: Maple Syrup Evaporators:
- 178. Complete sets of pans, not including furnaces
- 179. Furnaces
- Division 13: Cane Syrup Evaporators:
- 180. Complete sets of pans, not including furnaces
- 181. Furnaces
- Division 14: Cane Mills—Farm Size:
- 182. Cane mills (farm size)
- Division 15: Cider Mills and Fruit Presses:
- 183. Cider mills and fruit presses
- Division 16: Other Machines for Preparing Crops for Market or Use:
- 184. Tobacco curers
- 185. Broom corn de-seeders

GROUP 9: FARM ELEVATORS AND BLOWERS

Division 1: Elevators—Portable:

- 188. Elevators, portable
- Division 2: Elevators—Stationary:
- 189. Elevators, stationary
- Division 3: Blowers—Grain and Forage:
- 190. Blowers (grain)
- 190a. Blowers (forage)

GROUP 10: TRACTORS

Division 1: Farm Tractors, Wheel Type by Rated Belt H. P.:

- 192. Special purpose, under 30 h. p.
- 193. Special purpose, 30 and over
- 194. All purpose, under 30 h. p.
- 195. All purpose, 30 and over
- Division 2: Garden Tractors:
- 196. Garden tractors (including motor tillers)

GROUP 11: FARM WAGONS, GEARS AND TRUCKS (NOT MOTOR)

Division 1: Wagons and Trucks:

- 205. Wagon gears (less box)
- 206. Truck gears (less box)
- 206a. One horse wagon (less box)
- Division 2: Wagon Bodies:
- 207. Wagon and truck boxes, farm
- Division 3: Farm Sleighs:
- 208. Sleighs and bob-sleds, farm
- Division 4: Trailers—Farm:
- 209. Trailers, farm

GROUP 11: FARM WAGONS, GEARS AND TRUCKS (NOT MOTOR)—CONTINUED

Division 5: Other Transporting Equipment (not motor trucks):

Item No.

- 210. Tobacco trucks
- 210a. Buggies and spring wagons, farm
- 211. Cane wagons and carts
- GROUP 12: DOMESTIC WATER SYSTEMS (FARM TYPE)
- Division 1: Deep and Shallow Well Systems:
- 213. Deep well, reciprocal
- 214. Deep or shallow well, jet type
- 215. Shallow well, 250-499 gals. per hour
- 216. Shallow well, 500 gals. per hour and over
- Division 2: Power Pumps:
- 217. Horizontal type, up to and including 75 gal. P. M. 100 lbs. pressure
- Division 3: Water Well Casing:
- 218. Water well casing (fabricated by other than pipe mills)
- GROUP 13: FARM PUMPS AND WINDMILLS
- Division 1: Pumps, Water:
- 220. Pitcher pumps
- 221. Hand and windmill pumps
- Division 2: Windmills:
- 222. Windmill heads
- 223. Windmill towers
- Division 3: Pump Jacks:
- 224. Pump jacks
- GROUP 14: IRRIGATION EQUIPMENT
- Division 1: Irrigation Pumps:
- 227. Turbine pumps (farm use only)
- 229. Centrifugal pumps (excluding self-priming type)
- 230. Hydraulic rams
- 231. Land levelers
- 231a. Blade ditchers and terracers
- Division 2: Distribution Equipment:
- 231b. One disc terracers
- 231c. Corrugators
- 231d. Scrapers
- NOTE: Items 231 to 231d are exclusive of Power Ditchers, Draglines, and other self-powered machines
- 232. Portable pipe and extensions, sprinklers (excluding lawn sprinklers), valves and gates, expressed in terms of net shipping weight in lbs.
- GROUP 15: DAIRY FARM MACHINES AND EQUIPMENT
- Division 1: Milking Machines:
- 237. Milking machines (complete outfits)
- Division 2: Farm Cream Separators:
- 238. Capacity 250 lbs. per hour or less
- 239. Capacity 251 lbs. to 800 lbs. per hour
- 240. Capacity 801 lbs. to 1500 lbs. per hour
- Division 3: Farm Milk Coolers:
- 241. Immersion type (except mechanically refrigerated)
- 242. Surface or tubular type (except mechanically refrigerated)
- Division 4: Farm Butter Making Equipment:
- 243. Butter churns
- 244. Butter molds
- Division 5: Other Dairy Farm Equipment:
- 245. Milk pails
- 246. Milk strainers
- 247. Stirrers
- 248. Cream setter cans
- 248a. Sterilizing tanks
- 248b. Dairy washing tanks
- 248c. Dairy water heaters (excluding boiler-type and pressure type heaters)
- 248d. Can racks
- GROUP 16: BARN AND BARNYARD EQUIPMENT
- Division 1: Feed Carriers, Litter Carriers and Feed Trucks:
- 250. Feed carrier systems
- 251. Litter carrier systems
- 253. Feed trucks
- Division 2: Hay Unloading Equipment:
- 254. Hay unloading systems
- Division 3: Cattle Stalls, Pen Equipment and Stanchions:
- 258. Cattle stalls (complete)
- 259. Livestock pens

GROUP 16: BARN AND BARNYARD EQUIPMENT—
continuedDivision 4: Livestock Drinking Cups and
Watering Bowl:

Item No.

- 261. Livestock drinking cup systems
- 262. Outside livestock watering bowls
- Division 5: Barnyard Stock Tanks:
- 263. Barnyard stock tanks
- 264. Hog troughs
- 265. Livestock dipping tanks
- Division 6: Feeders, Feed Cookers and
Tank Heaters:
- 265a. Livestock feeders
- 266. Feed cookers
- 267. Tank heaters
- Division 7: Other Barn and Barnyard
Equipment:
- 270. Hog waterers
- 270a. Hog oilers
- 271. Hog rings
- 271a. Hog ringers
- 272a. Cattle dehorning equipment
- 272f. Anti-cow kickers
- 272h. Hay hoists
- 272i. Bull staffs
- 272j. Bull rings

GROUP 17: FARM POULTRY EQUIPMENT

Division 1: Incubators:

- 274. Incubators, 1,000 egg capacity and
smaller
- 275. Incubators, over 1,000 egg capacity
- Division 2: Floor Brooders:
- 276. Oil (over 100 chick capacity)
- 277. Coal (over 100 chick capacity)
- 278. Gas (over 100 chick capacity)
- 279. Wood (over 100 chick capacity)
- 280. Electric (over 100 chick capacity)
- 280a. All types 100 chick capacity and smaller
- Division 3: Battery Brooders (Heated):
- 281. Three deck and smaller (heated)
- 282. Four deck (heated)
- 283. Five deck (heated)
- Division 4: Growing and Laying Bat-
teries:
- 284. Growing
- 285. Laying
- Division 5: Poultry Feeders:
- 286. Poultry feeders
- Division 6: Poultry Waterers and Water
Heaters:
- 287. Poultry waterers
- 287a. Automatic float valves
- 287b. Fountain heaters
- Division 7: Laying Nests and Grit Boxes:
- 288. Laying nests
- 289. Egg baskets
- 289b. Grit boxes
- Division 8: Other Farm Poultry Equip-
ment:
- 290. Leg bands
- 290a. Wing bands
- 291. Egg graders
- 292. Egg candlers
- 292a. Poultry punches
- 292b. Roof saddles
- 292c. Draft equalizers
- 292d. Chimney caps
- 292g. Killing cones
- 292h. Fowl catchers

GROUP 18: MISCELLANEOUS FARM EQUIPMENT

Division 1: Beekeepers' Supplies:

- 294. Beekeepers' supplies (except bee hives)
- 295. Bee hives
- Division 2: Silos:
- 296. Silos
- Division 3: Horse Shoes—Including Mule
and Oxen Shoes:
- 297. Horse shoes (including mule and oxen
shoes)
- Division 4: Harness Hardware:
- 298. Harness hardware
- Division 5: Power Sheep-Shearing Ma-
chines:
- 299. Power sheep-shearing machines
- 299a. Power cattle and horse clippers
- Division 6: Electric Fence Controllers:
- 300. Electric fence controllers
- 301. Electric fence accessories

GROUP 18: MISCELLANEOUS FARM EQUIPMENT—
continuedDivision 8: Farm Wood-Sawing Ma-
chines:

Item No.

- 309. Farm wood-sawing machines, incl. self-
powered cross-cut and drag 5 H. P. and
less
- Division 9: Farm Gates:
- 310. Farm gates
- Division 10: Farm Electric Plants (Wind-
Driven):
- 311. Farm electric plants (wind-driven) elec-
tric generating plants only—does not
include batteries or towers
- 311a. Towers for wind-driven electric gen-
erating plants

GROUP 19: ATTACHMENTS

- 313. Attachments for all items in Groups 1-18.

[F. R. Doc. 46-2542; Filed, Feb. 14, 1946;
3:46 p. m.]

[WFO 19, Amdt. 8]

PART 1455—SPICES

RESTRICTED SPICES

War Food Order No. 19, as amended
(9 F.R. 2456, 4321, 4319, 9584, 14876; 10
F.R. 103, 126, 3430, 10419, 14626), is
further amended as follows:

1. By deleting the provisions of
§ 1455.1 (f) (1) (i).
2. By renumbering §§ 1455.1 (f) (1)
(ii) and (iii) so that they will read, re-
spectively, § 1455.1 (f) (1) (i) and (ii).

The provisions of this amendment
shall become effective as of 12:01 a. m.
e. s. t., January 1, 1946. With respect
to violations, rights accrued, liabilities
incurred, or appeals taken under said
War Food Order No. 19, as amended,
prior to the effective time of the provi-
sions of this amendment, the provisions
of the said War Food Order No. 19, as
amended, in effect prior to the effective
time of the provisions of this amendment
shall be deemed to continue in full force
and effect for the purpose of sustaining
any proper suit, action, or other pro-
ceeding with regard to any such violation,
right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10
F.R. 8087)

Issued this 14th day of February 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-2541; Filed, Feb. 14, 1946;
3:46 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter I—Aid of Civil Authorities and
Public RelationsPART 104—RELATIONS WITH AGENCIES OF
PUBLIC CONTACT

PUBLIC ACTIVITIES BY MILITARY PERSONNEL

Sections 104.1 to 104.5, inclusive, are
retained without change in revision of
AR 600-700, 24 May 1945, and § 104.6 is
superseded by the following:

§ 104.6 *Public activities by military
personnel.* Within the bounds of security

and propriety the writing of articles,
books, and other related material in-
tended for publication and engaging in
public and private discussions or appro-
priate occasions, by officers and enlisted
men, on topics of military or professional
interest or of general interest concern-
ing the Army, or in support of the military
policy of the United States or in the in-
terest of the national defense, are au-
thorized and desirable. (R.S. 161; 5
U.S.C. 22) [AR 600-700, 10 Jan 1946]

[SEAL]

EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-2636; Filed, Feb. 18, 1946;
10:21 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial 361]

PART 40—AIR CARRIER OPERATING CERTIFI-
CATION

PART 60—AIR TRAFFIC RULES

PART 61—SCHEDULED AIR CARRIER RULES
LONG DISTANCE DOMESTIC SCHEDULED AIR
CARRIER OPERATIONS

At a session of the Civil Aeronautics
Board held at its office in Washington,
D. C., on the 13th day of February 1946.

The following Special Civil Air Regula-
tion is made and promulgated to become
effective February 14, 1946:

(a) Flights of scheduled air carriers
while at altitudes in excess of 12,500 feet
above sea level east of Longitude 100°
west and at altitudes in excess of 14,500
feet above sea level west of Longitude
100° west need not comply with § 61.731
of the Civil Air Regulations, or any other
section of Parts 40 and 61, concerning
civil airways. Flights while at such alti-
tudes need not comply with the traffic
clearance requirements of § 60.252 or
the right side traffic requirements of
§ 60.22 of the Civil Air Regulations but
shall adhere to traffic control procedures
specified by the Administrator.

(b) Each first pilot engaged in these
operations shall be qualified for the route
if he is qualified under § 40.2611 (b) of
the Civil Air Regulations for operations
over any regular authorized route for the
air carrier involved between the regular
terminals for such operation.

(c) Each dispatcher who dispatches
aircraft on flights authorized by this reg-
ulation shall be qualified under § 61.553
of the Civil Air Regulations for operation
over an authorized route for the air car-
rier involved between the regular termi-
nals of such operations: *Provided*,
That when he is qualified only on a por-
tion of such route he may dispatch air-
craft only after coordinating the dis-
patch with dispatchers who are qualified
for the other portions of the route be-
tween the points to be served.

(d) The weather reports used and en-
tered on the clearance form may be more
than one hour and 30 minutes old at the
time of clearance as required by § 61.602
(c) if the pilot is kept informed while en

route of the latest weather reports and forecasts pertinent to the flight.

This regulation shall terminate June 15, 1946.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-2637; Filed, Feb. 18, 1946;
10:26 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 130—TRANSACTIONS IN FOREIGN EX- CHANGE AND FOREIGN-OWNED PROPERTY, THE REPORTING OF ALL FOREIGN-OWNED PROPERTY AND RELATED MATTERS

LICENSES

FEBRUARY 19, 1946.

Amendment of regulations of April 10, 1940, as amended, under Executive Order No. 8389, as amended.

Section 130.3 of the Regulations under Executive Order No. 8389, as amended, is hereby amended to read as follows:

§ 130.3 *Licenses.* (a) Applications for licenses to engage in any transaction referred to in sections 1 or 2 of the order shall be filed in duplicate with the Federal Reserve Bank or other agency designated in paragraph (b) of this section to receive such applications from the area in which the applicant resides or has his principal place of business or principal office or agency. If the applicant has no legal residence or principal place of business or principal office or agency in the United States, such applications shall be filed with the Federal Reserve Bank of New York or the Federal Reserve Bank of San Francisco. Application forms may be obtained from any agency designated in paragraph (b) of this section and from the Secretary of the Treasury, Washington, D. C. The applicant shall furnish such information as shall be requested of him by the Secretary of the Treasury or the Federal Reserve Bank or other agency with which the application is filed. Licenses will be issued by the Secretary of the Treasury, acting directly or through any officers or agencies that he may designate, and by the designated Federal Reserve Banks, acting in accordance with such regulations, rulings and instructions, as the Secretary of the Treasury may from time to time prescribe, in such cases or classes of cases as the Secretary of the Treasury may determine. The Federal Reserve Bank or other agency at which an application is filed will advise the applicant of the decision respecting the application. Appropriate forms for applications and licenses will be prescribed by the Secretary of the Treasury. Licensees may be required to file reports upon the consummation of transactions. The decision of the Secretary of the Treasury with respect to an application for license shall be final.

(b) (1) The Federal Reserve Bank of New York is designated to receive applications from the Federal Reserve Districts of New York, Boston, Philadelphia, Cleveland, Richmond and Atlanta, and from Puerto Rico;

(2) The Federal Reserve Bank of Chicago is designated to receive applications from the Federal Reserve Districts of Chicago, St. Louis, Minneapolis, Kansas City and Dallas;

(3) The Federal Reserve Bank of San Francisco is designated to receive applications from the Federal Reserve District of San Francisco;

(4) Except as provided above with respect to Puerto Rico, the Governor or Foreign Funds Control office having jurisdiction is designated to receive applications from any territory or possession of the United States.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945)

[SEAL]

FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-2639; Filed, Feb. 18, 1946;
10:55 a. m.]

PART 131—GENERAL LICENSES UNDER EX- ECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERE TO

CERTAIN UNITED STATES CITIZENS GENERALLY LICENSED AND PAYMENTS FROM ACCOUNTS OF CERTAIN OTHER PERSONS AUTHORIZED

FEBRUARY 19, 1946.

General License No. 74, as amended, under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

General License No. 74 is hereby amended to read as follows:

§ 131.74 *General License No. 74—(a) Certain United States citizens licensed as generally licensed nationals.* A general license is hereby granted licensing as a generally licensed national any citizen of the United States who is within any foreign country and who is a national of a blocked country solely by reason of having established residence in a blocked country subsequent to June 6, 1944.

(b) *Limited payments from accounts of other United States citizens authorized.* This general license also authorizes payments and transfers of credit from blocked accounts in the United States for expenditures within the United States or the Generally Licensed Trade Area, as defined in General License No. 53, of any citizen of the United States who is within any foreign country and who is not entitled to the benefits of paragraph (a) hereof: *Provided*, That the following terms and conditions are complied with:

(1) Such payments and transfers are made only from blocked accounts in the

name of, or in which the beneficial interest is held by, such citizen or his family;

(2) The total of all such payments and transfers made under this general license does not exceed \$1,000 in any one calendar month for any such citizen or his family.

(c) *Limited payments from other blocked accounts authorized.* This general license further authorizes payments and transfers of credit from blocked accounts in the United States for expenditures within the United States or the Generally Licensed Trade Area, as defined in General License No. 53, of any person who is not within enemy territory, as defined in General Ruling No. 11: *Provided*, That:

(1) Such payments and transfers are made only from blocked accounts in the name of, or in which the beneficial interest is held by, such person;

(2) The total of all such payments and transfers made under this general license does not exceed \$250 in any one calendar month from any such blocked account.

(d) *Certain transactions not authorized.* This general license shall not be deemed to authorize any remittance to any blocked country or, except as expressly authorized above, any other payment, transfer, or withdrawal which could not be effected without a license by a person within the United States who is not a national of any blocked country.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regs., Apr. 10, 1940, as amended June 14, 1941, and July 26, 1941)

[SEAL]

FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-2638; Filed, Feb. 18, 1946;
10:55 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amtd. 376]

PART 622—CLASSIFICATION

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 622.21 to read as follows:

§ 622.21 *Class II—A: Man supporting the national health, safety or interest.* In Class II—A shall be placed any registrant:

(a) Who is found to be "necessary to and regularly engaged in" an activity in support of the national health, safety, or interest and who meets all other standards for deferment which have been established by the Director of Selective Service; or

(b) Who is found to be disqualified for any military service and to be "regularly

engaged in" an activity in support of the national health, safety, or interest.

2. Amend paragraph (a) of § 622.22-2 to read as follows:

§ 622.22-2 *Length of deferments in Class II-A.* (a) Class II-A deferments, except for registrants identified with the letter "(F)", shall be for a period of six months or less. Class II-A deferments for registrants identified with the letter "(F)" shall be for an indefinite period, provided that the local board shall review such deferments at the end of each six-month period to determine whether the continuance of the deferment is warranted. If the local board determines to continue such indefinite deferment, the registrant's classification need not be reopened, but following each such review, the local board will note its determination to continue the deferment on the appropriate records and will mail a new Notice of Classification (Form 57) and a new Classification Advice (Form 59) inserting thereon the word "Indefinite." If there is a change in the registrant's status during the period of deferment in Class II-A, his classification shall be reopened and considered anew.

3. Amend § 622.25-1 to read as follows:

§ 622.25-1 *Class II-C: Man in agriculture.* In Class II-C shall be placed any registrant:

(a) Who is found to be "necessary to and regularly engaged in" an agricultural occupation or endeavor essential to the war effort and for whom a satisfactory replacement cannot be obtained; or

(b) Who is found to be disqualified for any military service and to be "regularly engaged in" an agricultural occupation or endeavor essential to the war effort.

4. Amend paragraphs (a) and (b) of § 622.25-2 to read as follows:

§ 622.25-2 *Length of deferments in Class II-C.* (a) Class II-C deferments, except for registrants identified with the letter "(F)", shall be for a period of six months or less. Class II-C deferments for registrants identified with the letter "(F)" shall be for an indefinite period, provided that the local board shall review such deferments at the end of each six-month period to determine whether the continuance of the deferment is warranted. If the local board determines to continue such indefinite deferment, the registrant's classification need not be reopened, but following each such review, the local board will note its determination to continue the deferment on the appropriate records and will mail a new Notice of Classification (Form 57) and a new Classification Advice (Form 59) inserting thereon the word "Indefinite." If there is a change in the registrant's status during the period of deferment in Class II-C, his classification shall be reopened and considered anew.

(b) At the expiration of the period of a registrant's deferment in Class II-C, his classification shall be reopened. The registrant should be continued in Class II-C for a further period of six months or less if such classification is warranted. A registrant (other than a registrant who has been found to be disqualified for any military service) shall not be

continued in Class II-C unless the local board is satisfied that a satisfactory replacement cannot be obtained. The same rule shall apply when again classifying a registrant at the end of each successive period for which he has been classified in Class II-C.

5. Amend § 622.62 to read as follows:

§ 622.62 *Class IV-F: Physically or mentally unfit.* In Class IV-F shall be placed every registrant who is found to be physically or mentally unfit for any military service.

6. Amend § 622.83 to read as follows:

§ 622.83 *Identifying certain registrants in Class II-A and Class II-C.* When a registrant who has been found to be disqualified for any military service is classified in Class II-A or Class II-C, he shall be identified in all records by following his classification with the letter "(F)".

7. Amend the regulations by adding a new section to be known as § 622.83-1 to read as follows:

§ 622.83-1 *Identifying certain registrants placed in Class I-A, Class I-A-O, or Class IV-E.* When a registrant who has been found qualified for limited military service, or who has been found "Physically fit, acceptable for military service under the provisions of AGPR-I 327.31 (26 May 1945)," is placed in Class I-A, Class I-A-O, or Class IV-E, he shall be identified in all records by following his classification with the letter "(B)".

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1946.

[F. R. Doc. 46-2624; Filed, Feb. 15, 1946;
4:35 p. m.]

[Amdt. 377]

PART 623—CLASSIFICATION PROCEDURE

CONSIDERATION OF CLASSES AND DISQUALIFIED MEN

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraph (c) of § 623.21 to read as follows:

§ 623.21 *Consideration of classes.*

(c) Whenever any registrant is found to be physically or mentally unfit for any military service, he shall be placed in the first class listed in paragraph (a) of this section for which grounds are established. If no grounds are established for placing the registrant in any of the classes listed in paragraph (a) of this section, the registrant shall be placed in Class IV-F.

2. Amend § 623.55 to read as follows:

§ 623.55 *Disqualified men.* Unless and until the local board has first complied with procedures which the Director of Selective Service may prescribe, the local board shall not place into a class available for service any registrant (1) who has been found to be physically or mentally unfit for any military service, or (2) who has been separated from the land or naval forces of the United States by reason of physical or mental disability.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1946.

[F. R. Doc. 46-2625; Filed, Feb. 15, 1946;
4:35 p. m.]

[Amdt. 378]

PART 624—VOLUNTEERS

CLASSIFICATION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend paragraph (f) of § 624.4 to read as follows:

§ 624.4 *Classification of volunteers.*

(f) He is found to be disqualified for any military service, or for any reason other than physical or mental condition, he is found to be unacceptable for service in the land or naval forces of the United States.

The foregoing amendment to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1946.

[F. R. Doc. 46-2626; Filed, Feb. 15, 1946;
4:35 p. m.]

[Amdt. 379]

PART 629—PHYSICAL EXAMINATION

POSTPONEMENT OF PREINDUCTION EXAMINATION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend § 629.2-1 to read as follows:

§ 629.2-1 *Postponement of preinduction physical examination.* The issuance

of an Order to Report—Preinduction Physical Examination (Form 215) may be delayed or forwarding of a registrant under such an order may be postponed to the same extent and in the same manner as provided in § 633.2-1 or § 633.2-2 with reference to an Order to Report for Induction (Form 150). *Provided*, That any such delay or postponement under the provisions of this section shall terminate whenever the local board determines that the induction or assignment of the registrant is imminent, and the local board shall thereupon proceed to order the registrant to report for preinduction physical examination.

The foregoing amendment to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1946.

[F. R. Doc. 46-2627; Filed, Feb. 15, 1946;
4:35 p. m.]

[Amdt. 380]

PART 643—PAROLE

RECOMMENDATION BY SPECIAL PANEL LOCAL BOARD

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraphs (c) and (d) of § 643.11 to read as follows:

§ 643.11 *Recommendations for parole by special panel local board.* * * *

(c) Each selective service violator who, upon preinduction physical examination, has been found to be disqualified for any military service, shall be recommended by the special panel local board for parole by the Attorney General for assignment to special service established by the Attorney General.

(d) Each selective service violator who, upon being forwarded for induction, is not inducted because he is not physically or mentally acceptable to the armed forces, shall be recommended by the special panel local board for parole by the Attorney General for assignment to special service established by the Attorney General.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1946.

[F. R. Doc. 46-2628; Filed, Feb. 15, 1946;
4:35 p. m.]

[Amdt. 381]

PART 662—SPECIAL PANEL LOCAL BOARDS IN PENAL OR CORRECTIONAL INSTITUTIONS

PHYSICAL EXAMINATION AND CONSIDERATION FOR PAROLE OF REGISTRANTS OTHER THAN SELECTIVE SERVICE VIOLATORS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend paragraph (b) of § 662.11 to read as follows:

§ 662.11 *Physical examination and consideration for parole of registrants other than selective service violators.* * * *

(b) If upon preinduction physical examination such a registrant is found to be disqualified for any military service, his classification shall be reopened and he shall be placed in the first class listed in § 662.4 for which he is eligible.

The foregoing amendment to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1946.

[F. R. Doc. 46-2629; Filed, Feb. 15, 1946;
4:35 p. m.]

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 144]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; MISCELLANEOUS COMMODITIES

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept. of Comm. Sched. E. No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
107100	Wheat (bu. 60 lbs.) (include seed).	Bu.....	500	25
107300	Wheat flour, wholly of U. S. wheat (except in cases or in small packages) (include graham, malt, pastry & macaroni flours).	Cwt.....	500	25
107400	Wheat flour, not wholly of U. S. wheat (except in cases or in small packages) include graham, malt, pastry & macaroni flours).	Cwt.....	500	25
108100	Farina only.....	Lbs.....	100	25
109000	Wheat semolina.....	Lbs.....	100	25

Shipments of any of the above commodities removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment, may be exported under the previous general license provisions.

This amendment shall become effective February 18, 1946.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9361; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: February 15, 1946.

JOHN C. BORTON,
Director.

Requirements and Supply Branch.

[F. R. Doc. 46-2634; Filed, Feb. 18, 1946;
9:49 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 131, Amdt. 12]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 4 is amended in the following respects:

1. Paragraphs (uu) through (ww) are added to read as follows:

(uu) *Fine cotton goods.* (1) In Table I of § 1316.4 (d) of Maximum Price Regulation No. 11,¹ the maximum prices for the constructions of fine cotton goods of the types and bearing the reference numbers set forth below are revised for the higher band to the following prices and for the lower band to 96.9% thereof:

Type ^a	Reference No. ¹	Cents per yard
Combed broadcloth.....	AA	
	8	53.53
	10	75.62
Lawns.....	AB	
	34	23.05
Volles.....	AG	
	7	20.26
Organdie.....	AK	
	1	19.29
	2	19.75
	4	21.15
	5	21.81
	7	22.09
	8	22.79
	10	23.52
	11	22.17

¹ The capital letters heading each group of reference numbers shall be read as preceding each number in the group.

² 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532.

³ 9 F.R. 2661, 3577, 4877, 5162, 11531, 12020, 13056, 14850; 10 F.R. 1141, 3090, 6307, 8977, 14062.

(2) In § 1316.4 (d) of Maximum Price Regulation No. 11,² Table I is amended by adding the reference numbers and constructions of fine cotton goods listed

under the types named below to the series of reference numbers and constructions listed under those types in Table I. The figures opposite the con-

structions named below are maximum prices for the higher band. Maximum prices for the lower band are 96.9% thereof.

Ref. No.	Type and construction of cloth	Cents per yard	Ref. No.	Type and construction of cloth	Cents per yard
<i>Combed broadcloth</i>			<i>Aeroplane fabric (single yarn)</i>		
AA17	37"-152 x 80-4.20 yd. (Foreign Pima)	31.95	AU3	40½"-82 x 86-3.16 yd. (1¼" American cotton)	40.52
AA18	40"-126 x 60-3.70 yd.	24.62	<i>Dotted Swiss</i>		
AA19	37"-96 x 64-4.85 yd.	19.43	AV5	36"-76 x 58/71-6.46 yd. (White ground-colored dot)	27.61
<i>Lawns</i>			AV6	36"-76 x 58/71-6.46 yd. (Colored ground-white dot)	32.07
AB47	38"-72 x 68-6.08 yd. (Carded Warp)	15.38	AV7	36"-76 x 58/68-6.65 yd. (Colored ground-white dot)	31.39
AB48	40"-86 x 84-5.85 yd.	20.86	AV8	36"-76 x 58/68-6.65 yd. (White ground-colored dot)	28.47
AB49	40"-86 x 104-5.75 yd.	21.73	<i>Decating apron cloth</i>		
AB50	40"-80 x 76-6.41 yd.	18.33	AX8	74"-100 x 76-84 yd. (Ply warp) (Pima)	179.03
AB51	46"-96 x 100-7.06 yd. (American Pima)	30.71	AX9	77"-68 x 168-73 yd. (Ply warp)	214.12
AB52	40"-80 x 80-6.00 yd.	19.78	<i>Decating cloth</i>		
<i>Pique</i>			AY7	78"-78 x 84-1.04 yd. (Mercerized ply warp)	142.08
AE7	38"-72/108 x 136-2.62 yd. (All single yarns)	56.75	AY8	75/76"-160 x 76-1.50 yd. (Mercerized ply warp filling)	168.66
<i>Voile</i>			AY9	82"-46 x 66-44 yd. (Ply warp)	242.42
AG9	40"-60 x 56-4.85 yd. (Ply Warp)	23.41	<i>Carrier apron for rubber trade</i>		
AG10	39"-84 x 40-4.65 yd. (Ply Filling)	22.00	BC8	55"-96 x 98-2.68 yd.	62.84
AG11	40"-60 x 56-7.03 yd. (Egyptian Cotton)	39.76	BC9	69"-96 x 98-2.12 yd.	79.44
AG12	40"-64 x 64-10.42 yd. (Gassed ply yarn)	44.16	<i>Printer's blanket fabric</i>		
AG13	39"-60 x 60-10.19 yd. (Egyptian Cotton)	13.34	BD17	65"-60 x 60-1.44 yd. (Ply yarns)	92.80
<i>Marquisettes</i>			BD18	71"-60 x 60-1.32 yd. (Ply yarns)	101.25
AH22	39"-28 x 16-5.08 yd. (Ply warp and filling)	20.04	BD19	90"-60 x 60-1.05 yd. (Ply yarns)	127.24
<i>Fine combed plains</i>			BD20	64"-52 x 44-1.23 yd. (Ply yarns)	90.34
AJ6	49½"-88 x 92-2.77 yd.	32.23	BD21	76"-62 x 44-1.04 yd. (Ply yarns)	107.01
AJ7	79.20"-88 x 92-1.73 yd.	52.99	BD22	54"-60 x 60-1.73 yd. (Ply yarns)	72.20
AJ8	54"-72 x 72-2.30 yd. (Ply yarn) (For chemical warfare service)	60.50	BD23	76"-60 x 60-1.23 yd. (Ply yarns)	101.53
AJ9	48"-84 x 96-2.76 yd.	27.58	<i>Tablecloth</i>		
AJ10	80"-84 x 96-1.65 yd.	45.29	BE3	49"-64 x 44-1.93 yd. (Combed cotton and spun rayon ply warp)	42.91
<i>Organdie</i>			BE4	57"-64 x 44-1.66 yd. (Combed cotton and spun rayon ply warp)	50.78
AK13	40"-84 x 68-11.39 yd. (American pima)	19.94	<i>Lapping cloth</i>		
<i>Typewriter cloth</i>			BG2	75"-32 x 30-1.50 yd. (Carded ply filling)	69.25
AL7	40"-134 x 158-5.08 yd. (Mule fill) (American pima)	61.50	<i>Life vest (Air Corp spec.)</i>		
AL8	40"-138 x 148-5.27 yd. (Mule fill) (American pima)	59.66	BI3	40½"-100 x 100-1.82 yd. (Mercerized ply yarn)	100.28
AL9	45.25"-114 x 126-5.90 yd. (Mule fill) (American pima)	54.88	BI2	36"-100 x 100-2.06 yd. (Mercerized ply yarn)	91.24
<i>Collar cloth</i>			BI4	39"-100 x 100-1.94 yd. (Mercerized ply yarn)	96.69
AN6	37"-154 x 68-3.10 yd.	33.95	BI5	36"-102 x 94-2.05 yd. (Mercerized ply yarn)	89.48
AN7	40½"-164 x 64-2.09 yd.	46.61	<i>Insulating fabric</i>		
AN8	40½"-164 x 74-2.06 yd.	47.99	BJ3	40"-96 x 60-2.86 yd.	33.52
AN9	37½"-102 x 60-2.50 yd. (Mercerized ply yarns)	65.14	<i>Insect netting</i>		
AN10	40"-108 x 52-3.59 yd. (Two ply warp)	37.02	BR4	39½"-50 x 44-8.60 yd.	16.14
AN11	40½"-102/206 x 56-2.08 yd. (Ply warp)	52.55	<i>Oxford shirting</i>		
<i>Poplins</i>			BS6	40"-124 x 48-2.65 yd.	32.32
AO16	38"-118 x 56-2.74 yd. (Ply warp)	39.08	BS7	41"-124 x 48-2.65 yd.	32.72
AO17	38"-102 x 56-3.16 yd. (Ply warp)	35.33	BS8	41"-121 x 44-2.62 yd.	32.16
AO18	38"-102 x 60-2.59 yd. (Ply warp)	37.16	BS9	39"-90 x 50-3.50 yd.	26.49
AO19	38"-102 x 60-2.95 yd. (Ply warp and filling)	41.66	<i>Brassiere fabric</i>		
<i>Sateen</i>			BV16	39.75"-184 x 84-2.45 yd. (Plied yarn warp and filling) (Foreign Pima)	82.88
AQ8	36½"-60 x 160-2.07 yd. (Carded filling)	45.95	<i>Warp clip fabric</i>		
AQ9	52"-84 x 136-3.15 yd.	33.85	BX3	39½"-60/68 x 48-7.00 yd. (Unclipped weight) (2/3 color top beam)	20.57
<i>Tracing cloth</i>			BX4	39½"-60/68 x 48-6.50 yd. (Unclipped weight) (Natural)	21.44
AR17	51"-88 x 96-5.22 yd.	34.79	BX5	39½"-60/68 x 48-6.50 yd. (Unclipped weight) (2/3 color top beam)	22.52
AR18	37"-88 x 94-7.30 yd.	24.02	BX6	39½"-60/68 x 48-6.50 yd. (Unclipped weight) (top beam all color)	23.05
AR19	42"-88 x 94-6.50 yd.	26.36	<i>COLORED SHIRTING AND SEERSUCKERS</i>		
AR20	48"-96 x 100-5.79 yd.	33.60	<i>Seersucker</i>		
<i>Aeroplane fabrics (ply yarns)</i>			KB9	38"-78 x 86-3.65 yd. (50% color, dark)	40.57
AS7	42.78"-80 x 86-2.90 yd. (American pima)	51.84	KB10	39"-96 x 96-3.37 yd. (2/3 color, dark)	37.75
AS8	42.78"-80 x 86-3.17 yd. (American pima)	49.67	<i>Broadcloth</i>		
AS9	40"-70 x 68-3.75 yd. (Peeler cotton) (Bomber sound proof)	70.66	KC25	40"-96 x 60-4.27 yd. (Carded warp-100% color, pastel)	29.50
<i>Aeroplane fabric (mercerized ply yarn)</i>					
AT4	70"-82 x 84-1.95 yd. (Foreign pima)	99.52			
AT5	90"-82 x 84-1.37 yd. (Foreign pima)	141.44			
AT6	90"-82 x 84-1.37 yd. (Foreign pima warp-American peeler filling)	135.73			
AT7	61"-80 x 84-2.24 yd. (American pima)	89.29			
AT8	70"-80 x 84-2.00 yd. (American pima)	100.01			
AT9	90"-80 x 84-1.52 yd. (American pima)	131.60			

(3) In § 1316.4 (d) of Maximum Price Regulation No. 11,² Table I is amended by adding thereto the following types,

reference numbers, and constructions of fine cotton goods. The figures opposite the constructions named below are maxi-

mum prices for the higher band. Maximum prices for the lower band are 96.9% thereof.

9 (Uniform Appeal Procedure Under Ration Orders) is revoked and provisions relating to uniform appeal procedure are incorporated in Third Revised Ration Order 3.

This order of revocation shall become effective February 21, 1946.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2652; Filed, Feb. 18, 1946;
11:43 a. m.]

PART 1388—DEFENSE-RENTAL AREAS (Housing, Amdt. 79)

HOUSING

Section 1 (b) (6) (i) of the Rent Regulation for Housing is amended to read as follows:

(6) *Resort housing*—(i) *Exemption*. Housing accommodations located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943 and ending on February 29, 1944:

This exemption shall be effective only from June 1, 1946 to September 30, 1946, inclusive.

Issued and effective February 15, 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2618; Filed, Feb. 15, 1946;
3:54 p. m.]

PART 1388—DEFENSE-RENTAL AREAS (Housing, Atlantic County Area, Amdt. 15)

HOUSING IN ATLANTIC COUNTY AREA

Sections 1 (b) (6) and 1 (b) (7) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area are amended to read as follows:

(6) *Resort housing*. Housing accommodations located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945,

* 10 F.R. 13528, 13545, 14399.

* 9 F.R. 6819, 8054, 10189, 10634, 11349, 12415, 14987; 10 F.R. 330, 1452, 1911, 1973, 2402, 2617, 5090, 11669, 14399.

3. Paragraph (rr) is amended by adding thereto subparagraphs (4) and (5) to read as follows:

(4) Producers' maximum prices for the part-wool blankets described in this subparagraph shall be the following maximum prices, subject to the terms set forth below, or their maximum prices established by the General Maximum Price Regulation, whichever are higher:

Ref. No.	Description	Maximum prices
1	72" x 84" plaid or solid color pair, 25% wool, 75% cotton; finished weight 3.75 lbs.; American cotton warp, virgin wool and Asiatic cotton filling; minimum width of 3" acetate satin binding, ends only; bagged	\$3.58
2	72" x 90" solid color single, 25% wool, 50% rayon, 25% cotton; finished weight 3.50 lbs.; American cotton warp, virgin wool and rayon filling; minimum width of 3" acetate satin binding, ends only; boxed	3.81
3	72" x 90" solid color single, 33 1/3% wool, 41 2/3% rayon, 25% cotton; finished weight 3.50 lbs.; American cotton warp, virgin wool and rayon filling; minimum width of 3" acetate satin binding, ends only; boxed	3.81

The maximum prices established by this subparagraph (4) are f. o. b. mill, subject to terms, as follows: for goods sold between April 1 and July 31, inclusive, 2 per cent 10 days, net October 1; for goods sold between August 1 and March 31, inclusive, 2 per cent 10 days, 60 extra, with anticipation for payment allowed at the rate of 3 per cent per annum.

(5) Producers' maximum prices for knitted dish cloths are increased by 8.95% for the higher band and by 6.19% for the lower band.

This amendment shall become effective February 15, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2616; Filed, Feb. 15, 1946;
3:54 p. m.]

PART 1300—PROCEDURE

(Procedural Reg. 9, Revocation)

UNIFORM APPEAL PROCEDURE UNDER RATION ORDERS

Subject to section 5.1 of General Ration Order 3, Procedural Regulation No.

* 9 F.R. 1385, 5169, 6101, 8150, 10193, 11274, 14965.

Ref. No.	Type and construction of cloth	Cents per yard
BY1	Mock leno shirting	24.56
BY2	40"-88 x 80-4.55 yd. (All natural)	27.77
BY3	40"-88 x 80-4.55 yd. (50% medium color warp)	28.50
BZ1	Leno corset fabric	47.72
CA1	38/39"-88 x 38-2.35 yd. (Combed piled warp—carded piled filling)	46.88
CB1	Radar cloth	54.55
KE1	Sail cloth	67.42
KE2	38"-120 x 108-4.50 yd. (Colored warp, Egyptian cotton, piled warp and filling)	28.43
	38"-80 x 66-3.63 yd. (Colored warp)	

(iii) of Maximum Price Regulation No. 118^a is hereby revoked.

2. Paragraph (qq) is amended in the following respects:

a. The figure "27" is inserted immediately after the word "December".

b. Footnote 4 in Table I is revoked.

c. In Table I, reference numbers 1 and 2 are amended and reference numbers 24 to 34, inclusive, are added to read as follows:

TABLE I

Ref. No.	Name of fabric	Warp yarns 40's or finer			Warp yarns coarser than 40's		
		Higher band, percentage increase	Lower band, percentage increase	Percent	Higher band, cents per lb. or percentage increase	Lower band, cents per lb. or percentage increase	Percent
1	Brassiere cloth (rayon decorated)	19.6		10.0	54 per lb.	31 1/2 per lb.	31 1/2 per lb.
2	Buff cloth (sheeting yarns)				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
24	Double and tubular woven tobacco shade cloth				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
25	Rayon decorated broadcloth				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
26	Three-leaf twills which, by virtue of thread count, width, or weight, are excluded from the coverage of RPS 35.1	20.0		16.5	54 per lb.	31 1/2 per lb.	31 1/2 per lb.
27	Grey fancy-bordered handkerchief cloth				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
28	Leno woven dobby broadcloth				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
29	Cotton rayon-disk fabrics				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
30	Print cloth yarn fabrics with warp yarns of 23's-32's, filling yarns of 37's-45's, average yarn 33's or more, with a thread count of 161 or more per square inch.				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
31	Natural yarn seersucker				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
32	Woven awning stripes				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
33	Industrial wiping towels				54 per lb.	31 1/2 per lb.	31 1/2 per lb.
34	Leno woven dish cloths				54 per lb.	31 1/2 per lb.	31 1/2 per lb.

* 8 F.R. 12186, 12394; 9 F.R. 401, 10088, 10925, 14211, 14383, 14576; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8973, 10310.

* 8 F.R. 12186, 12394; 9 F.R. 401, 10088, 10925, 14211, 14383, 14576; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8973, 10310.

which were not rented during any portion of the period beginning on November 1, 1943, and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946, to September 30, 1946, inclusive.

(7) *Subletting.* The subletting or other subrenting of housing accommodations for a term beginning on or after June 1, 1946, and ending on or before September 30, 1946.

This exemption shall be effective only from June 1, 1946, to September 30, 1946, inclusive.

Issued and effective February 15, 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2619; Filed, Feb. 15, 1946;
3:55 p. m.]

PART 1388—DEFENSE-RENTAL AREAS
[Housing, New York City Area,¹ Amdt. 22]

HOUSING IN NEW YORK CITY AREA

Section 1 (b) (6) of the Rent Regulation for Housing in the New York City Defense-Rental Area is amended to read as follows:

(6) *Resort housing.* Housing accommodations located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943 and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946 to September 30, 1946, inclusive.

Issued and effective February 15, 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2617; Filed, Feb. 15, 1946;
3:54 p. m.]

PART 1305—ADMINISTRATION
[Gen. RO 1, Revocation]

ADMINISTRATIVE EXCEPTIONS

Subject to section 5.1 of General Ration Order 8, General Ration Order 1 (Administrative Exceptions) is revoked, and all provisions relating to administrative exceptions are incorporated in Third Revised Ration Order 3. However, any administrative exceptions heretofore granted under the provisions of this Order shall remain in effect.

This order of revocation shall become effective February 21, 1946.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2645; Filed, Feb. 18, 1946;
11:44 a. m.]

¹ 9 F.R. 14987; 10 F.R. 331, 1452, 1974, 2406, 3014, 5090, 11668.

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5,¹ Amdt. 2]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Revised General Ration Order 5 is amended in the following respect:

Section 14.1 (a) is amended to read as follows:

(a) Any person directly affected by any action of a District Office or Regional Administrator, under this order, may appeal in accordance with the provisions of Article XXIII of Third Revised Ration Order 3.

This amendment shall become effective February 21, 1946.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2646; Filed, Feb. 18, 1946;
11:44 a. m.]

PART 1305—ADMINISTRATION

[Gen. RO 10, Revocation]

EMERGENCY POWER OF REGIONAL ADMINISTRATORS

Subject to section 5.1 of General Ration Order 8, General Ration Order 10 (Emergency Power of Regional Administrators) is revoked, and all provisions relating to the emergency power of Regional Administrators are incorporated in Third Revised Ration Order 3.

This order of revocation shall become effective February 21, 1946.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2647; Filed, Feb. 18, 1946;
11:44 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 16]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

1. Section 3 is amended by adding the following:

Coir yarn

2. Section 5 "Apparel and apparel accessories" is amended by adding a new paragraph (b) to read as follows:

¹ 11 F.R. 116.

(b) The following articles of footwear:

• Imported Bakias, hand carved and hand painted (wooden shoe)

This amendment shall become effective February 15, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2615; Filed, Feb. 15, 1946;
3:53 p. m.]

PART 1337—RAYON GREY GOODS

[RPS 23, as Amended,¹ Amdt. 4]

RAYON GREY GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Price Schedule No. 23, as amended, is amended in the following respects:

1. Paragraph (b) is added to § 1337.13 to read as follows;

(b) (1) Subject to the conditions stated below:

(i) A manufacturer's maximum price in February 1946 and each of the 5 succeeding calendar months for an aggregate linear yardage (in each month) of serges and twills (grey) of 88 to 140 sley, inclusive, produced by him equivalent to the yardage by which his aggregate production of them in the preceding month exceeded one-third of his production of them in the third quarter of 1945 shall be 110% of the otherwise applicable maximum price.

(ii) Subdivision (i) shall not apply to a manufacturer who did not produce such serges or twills in the third quarter of 1945, but until June 30, 1946, his maximum price for any such fabrics shall be 110% of the otherwise applicable maximum price.

(2) The conditions are as follows:

(i) The foregoing increases apply only to a manufacturer who has duly filed with the Civilian Production Administration and obtained that agency's acceptance of an undertaking (on Form CPA-4395) to increase his production of any of the above fabrics.

(ii) A manufacturer may not charge the increased price in any month for a yardage exceeding the monthly increase approved by the Civilian Production Administration for him pursuant to paragraph (c) (1) of Direction 30 to Order M-328.

(iii) The increased price provided for in subparagraph (1) (i) shall not be charged for any fabrics in any month until the manufacturer has filed the report covering his production in the previous month called for by Direction 30 to Order M-328 of the Civilian Production Administration.

This amendment shall become effective February 15, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2614; Filed, Feb. 15, 1946;
3:53 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW
MATERIALS FOR PAPER AND PAPER PROD-
UCTS, PRINTING AND PUBLISHING

[MPR 450¹, Incl. Amdts. 1-9]

WRITING PAPER AND CERTAIN OTHER FINE
PAPERS

This compilation of Maximum Price Regulation 450 includes Amendment 9, effective February 23, 1946. Additions, amendments and deletions by Amendment 9 are indicated by underscoring or notes.

In the judgment of the Price Administrator, it is necessary and proper to establish maximum prices for writing paper and certain other fine papers by a specific maximum price regulation.

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.²

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250 and 9328. So far as practicable, the Price Administrator has advised and consulted with members of the industry which will be affected by this regulation. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected or have previously been promulgated and their use lawfully required by another Government agency.

§ 1347.1008 *Maximum prices for writing paper and certain other fine papers.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250 and 9328, Maximum Price Regulation No. 450 (Writing Paper and Certain Other Fine Papers), which is annexed hereto and made a part hereof, is hereby issued.

Sec.

1. Prohibition against dealing in writing papers and certain other fine papers at prices above the maximum price.
2. Less than maximum prices.
3. Geographical applicability.
4. To what transactions, commodities and persons this regulation applies, and the relation to other regulations.
5. Federal and State taxes.
6. Export sales.
7. Imports.

¹ 8 F.R. 11522.

² Statements of the considerations are issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

Sec.

8. Evasion.
9. Enforcement.
- 9a. Licensing.
10. Records and reports.
11. Petitions for amendment.
12. Petitions for adjustment.
13. Adjustable pricing.
14. Definitions.
15. Introductory pricing provisions.
16. Sales to the United States Government or any agency thereof

Appendix A: Maximum prices for rag content writing papers.

Appendix B: Maximum prices for chemical wood pulp writing papers.

Appendix C: Unclassified grades.

Appendix D: Maximum prices for blotting papers.

Appendix E: Maximum prices for certain types of direct sales.

Appendix F: Maximum prices for writing papers and other fine papers which cannot be priced under any of the foregoing appendices.

AUTHORITY: § 1347.1008 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681, E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487.

SECTION 1. *Prohibition against dealing in writing papers and certain other fine papers at prices above the maximum.* On or after August 25, 1943, regardless of any contract or other obligation:

(a) No manufacturer shall sell or deliver any writing paper and certain other fine papers at higher prices than those set forth in this regulation.

(b) No person shall buy or receive writing papers and certain other fine papers from a manufacturer in the course of trade or business at prices higher than those set forth in this regulation.

(c) No person shall agree, offer, solicit, or attempt to do any of the foregoing.

SEC. 2. *Less than maximum prices.* Lower prices than those established by this regulation may be charged, demanded, paid or offered.

SEC. 3. *Geographical applicability.* The provisions of this regulation shall be applicable to the forty-eight states of the United States and to the District of Columbia.

SEC. 4. *To what transactions, commodities and persons this regulation applies and the relation to other regulations.* (a) The provisions of this regulation supersede the provisions of the General Maximum Price Regulation³ with respect to sales and deliveries for which maximum prices are established by this regulation. The maximum prices established by this regulation apply only to sales by manufacturers.

(b) "Manufacturer" means any person who manufactures any of the papers covered by this regulation and includes an agent and a person affiliated with a manufacturer through community of ownership, who distributes or sells such manufacturer's papers covered by this regulation excluding, however, any person who comes within the definition of

a merchant set forth in section 14 of this regulation.

(c) For the purposes of this regulation any sale by a manufacturer through a merchant to a specific purchaser or any sale by a manufacturer to a merchant for resale to a specific purchaser shall be considered as a sale by the manufacturer to that purchaser where the following conditions are present:

(1) Where the manufacturer is directly involved in the determination of the final price to the purchaser, and

(2) Where the merchant's sole compensation for service rendered is in the form of a selling discount, commission or fee.

(d) The terms "writing paper" and "certain other fine papers" as used in this regulation refer to those kinds, types and grades of paper recognized by the trade as writing paper grades and the other fine papers listed below. Without limitation the following papers are included in these categories:

Rag content:

- Rag content bond papers
- Rag content ledger papers
- Rag content onionskin and manifold papers
- Rag content weddings and papeteries
- Rag content index
- Rag content and "no rag" blueprint and negative base stock
- Rag content cover papers
- Chemical wood pulp papers:
- Chemical wood pulp bond papers
- Chemical wood pulp ledger
- Chemical wood pulp onionskin and manifold papers
- Chemical wood pulp wedding and papeteries
- Chemical wood pulp index bristol
- Chemical wood pulp cover papers
- Chemical wood pulp mimeograph paper
- Chemical wood pulp opaque circular paper

Unclassified grades:

- Bible paper (above A grade book)
- Braille paper
- Calendar roll
- Carbonizing paper (above A grade book)
- Chart paper
- Cigarette paper
- Colored construction and school paper
- Condenser paper
- Currency paper
- Drawing paper (above A grade book)
- Facing and lining paper
- Felt finished paper
- Greeting card tissue
- Manuscript cover
- Map paper
- Meter paper
- Photographic base paper
- Rag news
- Safety paper base stock
- Saturation paper (Rag, Cotton, and/or High Alpha Cellulose Content)
- Stencil and lens tissue
- Text paper (above A grade book)
- Tracing paper
- Blotting papers

[Paragraph (d) amended by Am. 7, 10 F.R. 8978, effective 7-24-45. "Duplicating impression and master sheet" and "Gelatin and spirit processes" deleted by Am. 9, effective 2-23-46]

SEC. 5. *Federal and State taxes.* Any tax upon, or incident to, the sale, delivery, processing or use of any paper covered by this regulation imposed by any statute of the United States or statute or ordinance of any State or any subdivision thereof, shall be treated as follows in de-

³ 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

termining the manufacturer's maximum price for such paper and in preparing the records of such manufacturer with respect thereto:

If, at the time the manufacturer determines his maximum price the statute or ordinance imposing such tax does not prohibit the manufacturer from stating and collecting the tax separately from the purchase price, and the manufacturer does state it separately, the manufacturer may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the manufacturer by the vendor from whom he purchased, and in such case the manufacturer shall not include such amount in determining the maximum price under this Maximum Price Regulation No. 450.

SEC. 6. Export sales. The maximum price at which a person may export or may sell for export the papers covered by this regulation shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation,⁴ issued by the Office of Price Administration.

SEC. 7. Imports. No person importing writing paper or certain other fine papers shall pay a total price for such papers including United States customs duties, paid directly or indirectly by him, which exceeds the maximum price applicable to a domestic sale established under this regulation.

SEC. 8. Evasion. (a) The price limitations set forth in this regulation shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, delivery, purchase, or receipt of or relating to the papers covered by this regulation, alone or in connection with any other commodity, or by way of commission, service, transportation, or other charge or discount, premium, or other privilege, or by tying agreement, or other trade understanding, or otherwise.

(b) Specifically, but not exclusively, the following practices are prohibited if used as a means of evading the price limitations imposed by this regulation: modifying, discontinuing or altering any customary trade practice of the seller, or deteriorating the quality or changing the identity of any grade.

SEC. 9. Enforcement. Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of license as provided by the Emergency Price Control Act of 1942, as amended.

SEC. 9a. Licensing. The provisions of Licensing Order No. 1,⁵ licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more appli-

cable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 9a, added by Supplementary Order No. 72, 8 F.R. 13244, effective 10-1-43]

SEC. 10. Records and reports. (a) Every person making sales or purchases of any of the papers subject to this regulation shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, is effective an accurate record of each such sale or purchase. Such record may be in the form of the invoice or a copy thereof furnished in connection with each such sale or purchase.

(b) Persons required to keep records by paragraph (a) of this section shall keep such other records and shall submit such reports as the Office of Price Administration may from time to time require, or permit, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(c) With respect to each sale to a merchant of paper covered by this regulation, the manufacturer shall furnish the merchant with sufficient information to enable the latter to comply with the invoicing and record-keeping requirements of Maximum Price Regulation No. 400⁶ or of any other regulation applicable to sales of papers covered by this regulation by that merchant.

SEC. 11. Petitions for amendment. Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.⁷

SEC. 12. Petitions for adjustment—(a) When adjustments may be granted. The Office of Price Administration may adjust the maximum price for any grade of paper covered by this regulation in any case in which it finds that the seller is unable to maintain his production of that grade at that price and that either:

(1) Continuance of the seller's production of that grade is required to meet a military or essential civilian need, or

(2) Loss of the seller's production of that grade will force his customers to resort to higher priced sources of supply, and that no adequate substitute for that grade is available to his customers at a price equal to or lower than the adjusted maximum price which he requests.

[Paragraph (a) amended by Am. 2, 9 F.R. 5803, effective 6-1-44]

(b) **Amount of relief.** The relief granted under this section shall be limited to the amount necessary to insure the maintenance of the manufacturer's production: *Provided, however,* That where an application is filed under paragraph (a) (2) above, the seller's maximum price will not be raised above the general level of prices prevailing for alternative sources of supply of the grade or an adequate substitute therefor.

⁴ 8 F.R. 7556, 11563; 9 F.R. 2289; 10 F.R. 9927.

⁵ 9 F.R. 10476, 13715; 10 F.R. 11295.

(c) **Form of application.** Before filing an application for adjustment under the provisions of paragraph (a), it is suggested that each applicant obtain from the Office of Price Administration, Washington, D. C., a statement of the specific information that will be necessary in order that his application may receive prompt action.

SEC. 13. Adjustable pricing. Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 14. Definitions. (a) When used in this regulation the term:

(1) "Person" means an individual, corporation, partnership, association, or any other organized group of persons, or legal successors or representatives of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political sub-divisions, or any agency of the foregoing.

(2) "Manufacturer" has the meaning stated in section 4 above.

(3) "Writing paper and certain other fine papers" has the meaning stated in section 4 above.

(4) "Merchant" means any person who buys and resells any of the writing papers and certain other fine papers listed in the Appendices to this regulation, except

(i) Retailers, and

(ii) Manufacturers buying writing papers and certain other fine papers from another manufacturer and reselling them.

"Merchant" also includes a manufacturer selling papers referred to in this regulation of his own manufacture, and a person affiliated with such manufacturer through any community of ownership if, and only if, the Office of Price Administration shall find that he operates as a bona fide merchant. Any such manufacturer or affiliate claiming to operate as a merchant shall file an application for a ruling in the manner specified in section 16 (b) of Maximum Price Regulation No. 400.

(5) "Direct sales" include all sales not made to or through a merchant.

(6) "Highest price charged" during a specified period means the highest price

⁴ 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029.

⁵ 8 F.R. 13240.

which the manufacturer charged for a delivery of a grade of paper referred to in this regulation during that period, or, if the manufacturer made no such delivery, his highest offering prices for delivery during that period.

(7) "Delivered." Papers referred to in this regulation shall be deemed to have been "delivered" during any specified period if during such period they were received by the purchaser or by any carrier, including a carrier owned or controlled by the manufacturer, for shipment to the purchaser.

(8) "Offering price" means the price quoted in the manufacturer's price list, or, if he had no such price list, the price which he regularly quoted in any other manner.

(9) Substance means the weight in pounds for 500 sheets of paper size 17x22 inches.

(10) "Retailer" means any person, the major portion of whose sales are to ultimate consumers other than industrial, commercial or institutional users or government agencies.

(11) "Job lots" and "seconds" means substandard qualities of writing paper resulting from faulty manufacture or overruns customarily unacceptable to a buyer, which occur during a bona fide attempt to manufacture writing papers of acceptable quality and quantity.

(12) "Jumbo rolls" mean any reel or winder roll at the end of the paper machine weighing not less than 500 lbs.

(13) "Finishing and Packing" are conversion operations for which the differentials that are herein provided, may be added to the maximum base price for jumbo rolls according to selection by the buyer.

[Subparagraphs (12) and (13) added by Am. 9, effective 2-23-46]

(b) Unless the text otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

SEC. 15. Introductory pricing provisions. This section states certain general pricing provisions which the manufacturer must consider along with the appropriate specific pricing provisions of Appendices A, B, C, D, E or F in order to determine the maximum prices that he may charge for the papers covered by this regulation. Appendix A contains specific pricing provisions concerning rag content writing papers; Appendix B concerns chemical woodpulp writing papers; Appendix C concerns unclassified grades of writing papers and certain other fine papers; Appendix D concerns blotting papers; Appendix E governs certain types of direct sales and Appendix F establishes a method of securing a maximum price which cannot be determined under any of the preceding appendices of this regulation.

The first step in determining the maximum price applicable to the sale of any such paper is to arrive at the maximum base price. To this maximum base price there may be added or shall be subtracted, as the case may be, all applicable

differentials, charges, discounts, allowances and other pricing elements that customarily enter into a manufacturer's calculations of his selling price. The price arrived at after the addition or subtraction of these pricing elements is the permissible maximum price.

In Appendices A, B and D are listed certain grades of papers for which specific dollar and cent maximum base prices are stated. Also listed in these Appendices are certain "related grades", maximum base prices for which shall be computed in accordance with the method set forth in paragraph (b) of this section 15. Differentials, charges, allowances and other pricing elements shall be determined by referring to this section 15 and to the pricing provisions contained in the paragraph of Appendix A, B, C, D, or E under which the maximum base price of the paper being priced has been determined. The provisions of this section 15 shall apply except where inconsistent with the pricing provisions of that paragraph, in which case the latter provisions shall apply.

[Above portion of sec. 15 amended by Am. 7, 10 F.R. 8978, effective 7-24-45]

(a) *Identification of grades.* It shall be the duty of each person who manufactures any paper covered by this regulation to determine in the first instance, but subject to review and official classification by the Administrator at any time thereafter, under which of the grades listed in this regulation each of such papers manufactured by him belongs. There shall be taken into account in any review and reclassification by the Administrator the designation by which the manufacturer heretofore identified the paper in question, the common designation in the paper trade of similar papers selling within the same general price range, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper grade under which to classify a particular kind of paper, or whether this regulation applies to a particular kind of paper, he may apply to the Administrator in writing for an official classification of such paper, submitting the following with his application:

- (1) Representative samples;
- (2) Description of special processes of manufacture;
- (3) Price range of sales;
- (4) Brand and grade name of or sample of closest type of paper with which it competes.

The Administrator may make such an official classification whether or not such an application has been submitted. Any official classification may be made either by letter or telegram. After an official classification has been thus transmitted to a manufacturer it remains subject to review and reclassification by letter or telegram, but no reclassification may operate retroactively.

On or before October 1, 1943, each manufacturer shall file with the Office

of Price Administration in Washington, D. C. a statement of the mill brand name under which he sells any grade, and of the grade classification established by this regulation under which he proposes to price each such writing paper. With respect to grades under Appendices A and B first produced by the manufacturer after September 1, 1943, this material shall be filed within 30 days after the first sale of each such new grade. Material which is already on file with the Office of Price Administration need not be filed again.

(b) *Related grades.* (1) Following each listing of grades for which specific dollar and cent maximum base prices have been established are cited certain papers designated "related grades." "Related grades" include not only those cited as such, but also all other grades which have been considered by the industry to be related to the listed grades. The maximum base price for any such related grade shall be determined as follows:

The manufacturer shall determine the highest base price charged by him during the period October 1, 1941 to March 31, 1942 for the related grade and shall ascertain the difference between that price and the highest base price charged by him during the same period for that grade listed in connection with such related grade for which a dollar and cent maximum base price is provided and which is closest in price to the related grade. The difference between the highest base price charged for the related grade and the maximum base price for the listed grade shall be added to or subtracted from, as the case may be, the maximum base price stated in this regulation for the listed grade. The total shall constitute the maximum base price for the related grade being priced. To that maximum base price there shall be applied the same differentials, charges, discounts, allowances and other pricing elements as are applicable to the listed grade.

(2) In those cases where a manufacturer is unable to price a related grade under subparagraph (1) of this paragraph (b), he shall price it under Appendix C.

(c) *Jobs and seconds.* "Job lots" and "seconds" shall be priced by each manufacturer in accordance with his practice during the period October 1, 1941, through March 31, 1942. The invoice covering any sale of job lots or seconds shall state that the paper is a "job lot" or "seconds."

(d) *Pricing point and freight allowance.* All maximum prices listed in Appendices A and B are, unless otherwise specified, f. o. b. mill, lowest available carload rate of freight allowed to destination or to buyer's home city, whichever rate is lower; except that in those cases where it was the customary practice for the particular manufacturer during the period October 1, 1941 to March 31, 1942 to omit such allowance for shipments under 250 pounds he may continue to do so.

(e) *Zone differentials.* Except where otherwise specified, the following dif-

ferentials may be added for delivery in zones other than Zone 1.

Zone 1	Base Price
Zone 2	\$0.20 per cwt.
Zone 3	.40 per cwt.
Zone 4	.80 per cwt.

(f) Zones.

"Zone 1" includes the following states and cities:

Connecticut	New Jersey
Delaware	New York
District of Columbia	North Carolina
Illinois	Ohio
Indiana	Pennsylvania
Iowa	Rhode Island
Kentucky	Tennessee
Maine	Vermont
Maryland	Virginia
Massachusetts	West Virginia
Michigan	Wisconsin
Minnesota	Omaha, Nebraska
Missouri	Sioux Falls, S. D.
New Hampshire	

"Zone 2" includes the following states:

Alabama	North Dakota
Arkansas	Oklahoma
Florida	South Carolina
Georgia	Nebraska (excluding Omaha)
Kansas	South Dakota (excluding Sioux Falls).
Louisiana	
Mississippi	

"Zone 3" includes the following states:

Colorado	Wyoming
Texas	

"Zone 4" includes the following states:

Arizona	New Mexico
California	Oregon
Idaho	Utah
Montana	Washington
Nevada	

(g) *Titanium dioxide, zinc oxide, or their equivalent.* If titanium dioxide, zinc oxide, or their equivalent are used in the manufacture of writing paper in sufficient quantity so that the percentage of such material retained in the paper can be shown by laboratory analysis to amount to 1% or more of titanium dioxide, or, as the case may be, of material which has the effect equal to 1% of titanium dioxide, there may be added \$1.00 per cwt. for substance weights 11 pounds and heavier. For substance weights under 11 pounds 25¢ per ream 17x22-500 may be added.

(h) *Other differentials, charges, discounts and allowances.* Wherever not specifically provided for in this section 15 or in the appendices, differentials, charges, discounts, allowances, and other pricing elements shall be applied in accordance with manufacturer's customary practices during the period October 1, 1941, through March 31, 1942.

(i) Wherever quantity differentials appear in Appendices A, B, or C for a designated type of packing, the same differentials are applicable to all other types of packing if available.

[Paragraph (i) added by Am. 9, effective 2-23-46]

Sec. 16. *Sales to the United States Government or any agency thereof.* The maximum price for sales to the United States Government or any agency thereof shall be the maximum price for the sale of that paper by a manufacturer as listed in this regulation less a

discount of 3%. Differentials shall be applied in accordance with the provisions of this regulation relating to the application of such differentials upon sales other than to the Federal Government.

With respect to such sales, manufacturers should refer to section 4 of this regulation in which there are set forth certain conditions under which a sale by a manufacturer to or through a merchant to a specific purchaser is considered to be a sale by that manufacturer to that purchaser.

[Sec. 16 amended by Am. 1, 8 F.R. 14278, effective 10-25-43 and Am. 8, 10 F.R. 14397, effective 11-28-45]

APPENDIX A—MAXIMUM PRICES FOR RAG CONTENT WRITING PAPERS

(a) Rag content bond papers and related grades. The following maximum base prices are for white, wove or laid, in jumbo rolls.

(1) Base prices.

Grade	Maximum base price per cwt., jumbo rolls, zone 1	
	17 lbs. or heavier	16 lbs.
Extra 100% rag bond	\$33.15	\$33.15
100% rag bond	27.15	27.15
75% rag bond	19.15	19.15
50% rag bond	15.15	16.40
25% rag bond	13.15	14.15

Related grades include but are not limited to: Rag parchment, diploma, writings, certificate paper, policy paper, easy-erasing bonds.

(2) Differentials—(i) Finishing and packing.

	Cents per cwt.
Sheeting (336 sq. in. or larger)	+45
Trimming (1 or 2 sides)	+20
Trimming (3 or 4 sides)	+30
Sealing standard packages	+25
Packing in bundles (chipboard top and bottom)	+30
Packing in cartons or frames	+40
Packing in cases	+75
Packing on skids	+30

(ii) *Substance weights.* Substance weights 11 lbs. up to 16 lbs. may be charged for at the price per ream of substance weight 16 lbs.

(iii) Quantity. (See section 15 (1).)

4 cartons or more of one grade	Base price.
1 to 4 cartons (one grade, no item less than 1 carton)	+ \$1.00 per cwt.
Broken cartons	+ \$0.50 per carton.
Broken packages	+ 25% on package price.

(iv) Colors.

Regular colors	+ \$0.75 per cwt.
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(v) Secondary finishes.

Linen	+ \$3.00 per cwt.
Ripple	+ \$3.00 per cwt.
Sheet plating	+ \$3.00 per cwt.

(vi) *Cutting to small sizes.* The following differentials include wrapping, banding or divider marking in 500 sheet reams and may be applied in addition to the differentials mentioned in section (1) above.

	Per cwt.
84 to 336 sq. in.	\$0.50
42 to 84 sq. in.	0.75
Less than 42 sq. in.	1.00

(b) *Rag content ledger papers and related grades.* The following maximum base prices are for white, wove, in jumbo rolls.

(1) Base prices.

Grades:	Maximum base price per cwt. jumbo rolls Zone 1
Extra 100% rag ledger	\$34.15
100% rag ledger	28.15
85% rag ledger	25.15
75% rag ledger	20.15
50% rag ledger	16.15
25% rag ledger	14.15

Related grades include but are not limited to: Looseleaf ledger paper, machine posting ledger paper, hinged ledger paper.

(2) Differentials—(i) Finishing and packing.

	Cents per cwt.
Sheeting (336 sq. in. or larger)	+45
Trimming (1 or 2 sides)	+20
Trimming (3 or 4 sides)	+30
Sealing standard packages	+25
Packing in bundles (chip board top and bottom)	+30
Packing in cartons or frames	+40
Packing in cases	+75
Packing on skids	+30

(ii) Quantity. (See section 15 (1).)

4 cartons or more of one grade	base price
1 to 4 cartons of one grade, no items less than 1 carton	+ \$1.00 cwt.
Broken cartons	+ \$0.50 per carton
Broken packages	+ 25% on package price

(iii) Colors.

Regular colors	+ \$0.75 per cwt.
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(c) *Rag content onionskin and manifold papers and related grades.* The following maximum base prices are for a ream (500 sheets) size 17" x 22", in basis weights of 7 lbs. to 9 lbs. inclusive for white, wove or laid, ream-sealed, trimmed or untrimmed paper, packed in cartons or cases.

(1) Base prices.

Grade:	Maximum base price per ream
100% rag onionskin and/or manifold	\$3.50
75% rag onionskin and/or manifold	2.70
25% rag onionskin and/or manifold	2.30

Related grades include but are not limited to: 50% Rag Manifold.

(2) *Exception to general rule on freight absorption and zone differentials.* The general rule as stated in section 15 (d) and (e) is modified as follows: Maximum prices are f. o. b. mill with lowest available carload rate of freight allowed to buyer's home city on a sale of two cartons or more. No freight allowance is required on shipments of less than two cartons. Zone differentials are not permitted.

(3) Differentials—(i) Quantity.

Broken package	+ 25% on package price.
(ii) Colors.	
Regular colors for size 17" x 22"—500 sheets	+ \$0.10 per ream.

Color differentials for other sizes are figured proportionately to the nearest 5¢ per ream.

(iii) *Finish.* No differential shall be applied to regular finishes such as dull, glazed or cockle.

(iv) *Sizes.* For sizes other than 17" x 22", maximum prices are computed to the nearest 5¢ per ream in proportion to the price for 17" x 22"—500 sheets. Cut sizes are computed to the nearest 1¢ per cut ream.

(v) *Cutting to small sizes.* Cutting to smaller sizes than 16" x 21" or 336 sq. in. (including wrapping, banding and sealing in reams or packages).

500 sheets of final cut size..... +\$0.03
1,000 sheets of final cut size..... +.06

(d) *Rag content weddings and related grades.* The following maximum base prices are for white plater vellum wove, in jumbo rolls.

(1) *Base prices.*

Grades	Maximum base prices per cwt., jumbo rolls, zone 1	
	21 lb. or heavier	20 lb. ¹
Extra 100% rag wedding.....	\$34.15	\$34.65
100% rag wedding.....	29.15	29.65
75% rag wedding.....	24.15	24.65
50% rag wedding.....	19.15	21.40
25% rag wedding.....	15.15	16.90

¹ The maximum base prices for 20 lb. and lighter shall not be used in establishing a maximum base price for any grade related to papeterie or wedding paper unless the maximum base weight of such grade was reduced to the same degree as papeteries and weddings by Revised Order L-120 issued by the War Production Board.

Related grades include but are not limited to: Wedding bristols, pasted vellums and papeteries.

(2) *Differentials—(1) Finishing and packing.*

	Cents per cwt.
Sheeting (336 sq. in. or larger).....	+45
Trimming (1 or 2 sides).....	+20
Trimming (3 or 4 sides).....	+30
Sealing standard packages.....	+25
Packing in bundles (chip board top and bottom).....	+30
Packing in cartons or frames.....	+40
Packing in cases.....	+75
Packing on skids.....	+30

(ii) *Quantity.* (See section 15 (1).)

1 to 4 cartons of one grade no item less than 1 carton. +\$1.00 per cwt.
4 cartons to 10,000 lbs. of one grade. Base price.
10,000 lbs. or over of one - \$0.25 per cwt.
10,000 lbs. or over of one - \$0.50 per cwt. item.

(iii) *Colors.*

Regular colors..... +\$1.00 per cwt.

(iv) *Secondary finishes.*

Plater plate..... +\$1.00 per cwt.

On all sales of substance 16 lbs. or less an additional 50¢ per cwt. may be added to the maximum base price for substance 20 lbs. This addition may be made for all secondary finishes, including plater plate.

(v) *Pasting.*

Pasting 2 or 3 ply..... +\$3.00
Pasting any ply in excess of 3..... +5.00

(e) *Rag content index and related grades.* The following maximum base prices are for white, weights not heavier than 25½ x 30½-440 M in jumbo rolls.

(1) *Base prices.*

Grade:	Maximum base prices per cwt. Jumbo rolls Zone 1
Extra 100% rag index.....	\$33.15
100% rag index.....	27.15
75% rag index.....	21.65
50% rag index.....	15.65
25% rag index.....	13.15

Related grades include but are not limited to: Converting rag index, special rag bristol.

(2) *Differentials—(1) Finishing and packing.*

	Cents per cwt.
Sheeting (336 sq. in. or larger).....	+45
Trimming (1 or 2 sides).....	+20
Trimming (3 or 4 sides).....	+30
Sealing standard packages.....	+25
Packing in bundles (chip board top and bottom).....	+30
Packing in cartons or frames.....	+40
Packing in cases.....	+75
Packing on skids.....	+30

(ii) *Quantity.* (See section 15 (1).)

1 to 4 cartons of one grade, no item less than one carton. +\$1.00 per cwt.
4 cartons or more..... Base price.

(iii) *Colors.*

Regular colors..... +\$0.75 per cwt.

(f) *Rag content and "no rag" blueprint, rag negative paper base stock and related grades.* The following maximum prices apply to standard wrapped rolls.

Grade:	Maximum prices per cwt. Zone 1
Negative Sub. 14 (any quantity).....	\$34.50

	Carload	Less than carload
100% rag blue print:		
Sub. 17.....	\$23.00	\$23.50
Sub. 20½.....	22.00	22.50
Sub. 24.....	22.00	22.50

Grade	Carload	10,000 lbs. to carload	Less than 10,000 lbs.
50% rag blue print:			
Sub. 17.....	\$16.50	\$17.50	\$18.50
Sub. 20½.....	16.50	16.50	17.50
25% rag blue print:			
Sub. 17.....	14.50	15.50	16.50
Sub. 20½.....	13.50	14.50	15.50
No rag blue print:			
Sub. 17.....	13.00	14.00	15.00
Sub. 20½.....	12.00	13.00	14.00

Related grades include but are not limited to: Direct line, brown print, blue line, Van Dyke.

(g) *Rag content cover papers and related grades:* Rag, content Cover Papers and Related Grades include those specialty cover papers which are used primarily for instruction books, reference books, manuals, proposal covers, catalog covers, price lists, menus and specialties. Not included are coated, printed or decorated covers which are commonly made by converters and for which maximum prices are established by Maximum Price Regulation No. 129.

The following maximum base price applies to white, or regular colors, in jumbo rolls.

(1) *Base prices.*

Grade:	Maximum base price per cwt. jumbo rolls Zone 1
25% rag cover, machine finish or antique, plain edge.....	\$11.65

Related grades include but are not limited to: other Rag content cover Papers.

(2) *Differentials—(1) Finishing and Packing.*

	Cents per cwt.
Sheeting (336 sq. in. or larger).....	+45
Trimming (1 or 2 sides).....	+20

Trimming (3 or 4 sides).....	+30
Sealing standard packages.....	+25
Packing in bundles (chipboard top and bottom).....	+30
Packing in cartons or frames.....	+40
Packing in cases.....	+75
Packing on skids.....	+30

(ii) *Quantity.* (See section 15 (1).)

Broken cartons..... +\$0.50 per unit
1 to 4 cartons assorted, no less than 1 carton of an item..... +5%
4 cartons to 5,000 lbs., one item..... base price
5,000 lbs. to 10,000 lbs., one item..... -3%
10,000 lbs. to 36,000 lbs., one item..... -5%
36,000 lbs. or over, one item..... -7½%

(iii) *Colors.*

Black..... +\$2.00
Red and Scarlet..... +3.50

(iv) *Secondary finishes.*

All fancy finishes, 4 cartons up..... +\$2.00
Fancy finishes, less than 4 cartons..... +2.50

(v) *Cutting to small sizes.* The following differentials may be applied in addition to the differentials under (1) above.

	Per cwt.
One way cutting for first cut.....	+\$0.25
For each additional cut.....	+\$0.10
Two way cutting down to 84 sq. in.....	+\$0.50
Cutting between 84 and 42 sq. in.....	+1.00
Cutting under 42 sq. in.....	+2.00

(vi) *Pasting.*

Deckle edge, 2 or 3 ply..... +\$3.00
Plain edge, 2 or 3 ply..... +\$2.00
Plain edge, excess of 3 ply..... +\$4.00

[Appendix A amended by Am. 5, 9 F.R. 11397, effective 9-19-44 and Am. 9, effective 2-23-46]

APPENDIX B—MAXIMUM PRICES FOR CHEMICAL WOOD PULP WRITING PAPERS

(a) *Chemical wood pulp bond papers and related grades.* The following maximum base prices are for white, wove machine finish paper in jumbo rolls.

(1) *Base prices.*

Grade	Maximum base prices per cwt., jumbo rolls, zone 1	
	17 lbs. or heavier	16 lbs.
Air dried bond (watermarked).		
No. 1 bond (M. F.) watermarked.....	\$12.25	\$13.20
No. 2 bond (M. F.) watermarked.....	8.50	9.20
Plain bond (M. F.) unwatermarked.....	7.75	8.35
	7.10	7.70

Related grades include but are not limited to: Register bond, fan form and salesbook bond, writings, addressograph, special colored or special watermarked bonds, special purpose bonds.

(2) *Differentials—(1) Finishing and packing.*

	Cents per cwt.
Sheeting (336 sq. in. or over).....	+45
Trimming (1 or 2 sides).....	+20
Trimming (3 or 4 sides).....	+30
Sealing standard packages.....	+25
Packing in bundles (chip board top and bottom).....	+30
Packing in cartons or frames.....	+40
Packing in cases.....	+75
Packing on skids.....	+30

(ii) *Substance weights.* Substance weights 11 pound up to 16 pound when delivered in sheets may be charged for at the price per ream of substance weight 16 pound. In computing the price per cwt. of paper delivered in rolls for such intermediate weights, the cwt. price shall be multiplied by 16 and divided by the substance ordered, figured to the nearest cent per cwt. for all grades except register bond, fanform, and salesbook bond in rolls. For register bond, fanform and salesbook bond delivered in rolls in substance weights, 10 pounds up to 16 pound, a differential not in excess of 25¢ per cwt. for each pound below 16 pound may be added to the price for substance weight 16 pound.

(iii) *Quantity.* (See section 15 (i)).

1 carton of an item..... Base price for sheets (machine finish).
4 carton of an item..... Base price for sheets (air dried).
1 to 4 cartons of air dried bond with no item less than 1 carton. +\$1.00 per cwt.
(iv) *Colors.*

Regular colors..... Per cwt. +\$0.75
(v) *Secondary finishes.*

Linen, ripple and other special finishes..... Per cwt. +\$3.00
Sheet plating..... + 3.00

(vi) *Cutting to small sizes.* The following differentials include wrapping, banding or divider marking in 500 sheet reams, and may be applied in addition to the differentials under (i) above.

84 to 336 sq. in..... Per cwt. +\$0.50
42 to 84 sq. in..... + .75
Less than 42 sq. in..... + 1.00

(b) Chemical woodpulp ledger papers and related grades. The following maximum base prices are for white, wove, machine finish, in jumbo rolls.

(1) *Base prices.*

Maximum base price per cwt. jumbo rolls
Zone 1

Grade:
No. 1 ledger (M. F.) watermarked... \$9.50
No. 2 ledger (M. F.) watermarked... 8.75
Plain ledger (M. F.) unwatermarked... 8.10

Related grades include but are not limited to: Loose leaf machine posting ledgers and special chemical wood pulp ledgers.

(1) *Finishing and packing.*

Cents per cwt.
Sheeting (336 sq. in. or over)..... +45
Trimming (1 or 2 sides)..... +20
Trimming (3 or 4 sides)..... +30
Sealing standard packages..... +25
Packing in bundles (chip board top and bottom)..... +30
Packing in cartons or frames..... +40
Packing in cases..... +75
Packing on skids..... +30

(ii) *Quantity.* (See section 15 (i).)

1 carton of an item..... Base price for sheets.
(iii) *Colors.*

Regular colors..... Per cwt. +\$0.75

(c) Chemical woodpulp onionskin and manifold papers and related grades. The following maximum base prices are for white wove, or laid paper, trimmed, reamsealed and packed either in cartons or cases or on skids, for size 17" x 22". For other sizes, the maximum prices shall be figured proportionately by size to the nearest cent per 1,000 sheets.

(1) *Base prices.*

Grade	Maximum base price per M sheets	
	Basis weight 7 to 9 pounds (17 x 22-500)	Basis weight 10 pounds (17 x 22-500)
No. 1 Watermarked.....	\$2.60	\$2.80
No. 2 Watermarked.....	2.40	2.60
No. 2 Unwatermarked.....	2.30	2.50
Plain unwatermarked.....	2.10	2.30

Related grades include but are not limited to: Manifold tissues.

(2) *Exception to general rule on freight absorption and zone differentials.* The general rule as stated in Section 15 (d) and (e) is modified as follows: On orders for less than 250 lbs., maximum prices are f. o. b. mill, with no freight allowance required. On orders for 250 lbs. or more, maximum prices are f. o. b. mill with lowest available carload rate of freight allowed to buyer's home city, except that the manufacturer is not required to make such allowances at any rate in excess of \$1.00 per cwt. Zone differentials are not permitted.

(3) *Differentials—(i) Quantity.*

Broken carton or bundle... +\$0.50 per carton or bundle.

(ii) *Packing.*

Unsealed paper, ream-marked... -\$0.04 per 1,000 sheets.
For jumbo rolls..... -\$0.01 per lb.

(iii) *Colors.*

Regular colors for size 17 x 22..... +\$0.20 per 1,000 sheets.

Color differentials for other sizes are figured proportionately.

(iv) *Finish.*

For size 17 x 22, glazed..... +\$0.30 per 1,000 sheets.
For size 17 x 22, cockle..... +\$1.00 per 1,000 sheets.

Finish differentials for other sizes are figured proportionately.

(v) *Cutting and sealing.*

Cutting to size smaller than 16 x 21 or 336 sq. in. including sealing in 500 or 1,000 sheet packages (final cut size).
Same, boxed..... +\$0.10 per box.

(d) Chemical wood pulp papeteries, weddings and related grades. The following maximum base prices are for white, wove, machine vellum paper in jumbo rolls.

Grades	Maximum base prices per cwt., jumbo rolls, Zone 1	
	21-lb. and heavier	20-lb. and lighter ¹
No. 1 papeterie or wedding.....	\$10.65	\$11.65
No. 2 papeterie or wedding.....	9.30	10.30
No. 3 papeterie or wedding.....	8.35	9.00

¹ The maximum base prices for 20-lb. and lighter shall not be used in establishing a maximum base price for any grade related to papeterie or wedding paper unless the maximum base weight of such grade was reduced to the same degree as papeteries and weddings by Revised Order L-120 issued by the War Production Board.

Related grades include but are not limited to: Pasted vellums, converting vellums, deckle-edge variations, and specialties in the same furnish category.

(2) *Differentials—(i) Finishing and Packing.*

Cents per cwt.
Sheeting (336 sq. in. or larger)..... +45
Trimming (1 or 2 sides)..... +20
Trimming (3 or 4 sides)..... +30
Sealing standard packages..... +25
Packing in bundles (chip board top and bottom)..... +30
Packing in cartons or frames..... +40
Packing in cases..... +75
Packing on skids..... +30

(ii) *Quantity.* (See section 15 (i).)

1 to 4 cartons, one grade... +\$0.25 per cwt.
4 cartons to 2,000 lbs. Base price.
2,000 lbs. to 5,000 lbs. - \$0.25 per cwt.
5,000 lbs. and over, one item... - \$0.50 per cwt.

(iii) *Colors.*

Regular colors..... +\$0.75 per cwt.
Granite and heavy colors... +\$1.00 per cwt.

(iv) *Secondary finishes.* All finish differentials below are additional charges per cwt. for secondary finishes in substance 21 lb. and heavier.

On sales of substance 17 lb. to 20 lb., inclusive 50¢ per cwt. may be added to the differentials listed in the following table. On sales of substance 16 lb. or less, \$1.00 per cwt. may be added to the differentials listed in the following table.

Finish	1 carton to 1,999 lbs.	2,000 to 4,999 lbs.	5,000 to 9,999 lbs.	10,000 lbs. and over
Plaster finishes:				
Vellum.....	\$2.50	\$2.00	\$1.50	\$1.25
Ripple.....	2.50	2.00	1.50	1.25
Section linen.....	2.50	2.00	1.50	1.25
Plate.....	3.50	3.00	2.50	2.00
Medium plate.....	3.50	3.00	2.50	2.00
Lawn.....	3.50	3.00	2.50	2.00
Fancy.....	3.50	3.00	2.50	2.00
Bunch plating.....	2.50	2.00	1.50	1.25
Sheridan press sheets.....	4.00	4.00	4.00	4.00
Sheet calendar finishes:				
Vellum.....	2.00	1.50	1.00	.75
Plate.....	2.50	2.00	1.50	1.25
Roll finishes:				
Supercalendering:				
Once through.....	.50	.50	.50	.50
Twice through.....	1.00	1.00	1.00	1.00
Rotary ripple or linen finishes.....	2.50	2.00	1.50	1.25
Roll embossing:				
Once through.....	2.50	2.00	1.50	1.25
Both sides.....	3.75	3.00	2.25	1.88

(e) Chemical wood pulp index bristol and related grades. The following maximum base prices are for white machine finish paper in jumbo rolls.

(1) *Base Prices.*

Maximum base price per cwt. Jumbo Rolls Zone 1
Grade:
No. 1 Index Bristol..... \$9.65
No. 2 Index Bristol..... 8.65
No. 3 Index Bristol..... 7.65

Related grades include but are not limited to: Mill bristol, printing bristol, postcard except uncoated for Federal Government, greeting card bristol, jewelry card bristol, lampshade bristol, listing card bristol, menu card bristol, photogelatin bristol, stiffener bristol, check bristol, folding bristol.

(2) *Differentials—(i) Finishing and packing.*

Cents per cwt.
Sheeting (336 sq. in. or larger)..... +45
Trimming (1 or 2 sides)..... +20
Trimming (3 or 4 sides)..... +30
Sealing, standard packages..... +25
Packing in bundles (chipboard top and bottom)..... +30
Packing in cartons or frames..... +40
Packing in cases..... +75
Packing on skids..... +30

(ii) Quality. (See section 15 (i).)

1 carton to less than 4 cartons	+\$0.25 per cwt.
4 cartons to 9,999 lbs.	Base price.
10,000 lbs. to 19,999 lbs.	-2%.
20,000 lbs. to 35,999 lbs.	-3%.
36,000 lbs. or over	-4%.

(iii) Special sizes. The following differentials may be applied in addition to the differentials under (i) above.

127 to 336 sq. in.	+\$0.50 per cwt.
64 to 127 sq. in.	+\$1.00 per cwt.
Sizes 336 sq. in. or less in orders under 2,000 lbs.	+\$1.00 per cwt. additional.
Wrapping or banding sizes	+\$0.50 per cwt. additional.
336 sq. in. or less	additional.

(iv) Rewound rolls.

	Per cwt.
10 inches or more in width and 24 inches or more in diameter under 2,000 lbs. (one item)	+\$1.85
2,000 to 10,000 lbs. (one grade)	+.85
10,000 to 36,000 lbs. (one grade)	+.60
36,000 lbs. up (one grade)	+.45

Narrow rolls

10"-6" width	+.50
6"-2" width	+.75

Small diameter

24"-17"	+.25
17"-12"	+.50

(v) Colors.

Regular colors	+.75
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(f) Chemical woodpulp covers papers and related grades. Chemical Wood Pulp Covers Papers and related grades include those specialty cover papers which are used primarily for instruction books, reference books, manuals, proposal covers, catalogue covers, price lists, menus and specialties. Not included are coated, printed or decorated covers which are commonly made by converters and for which maximum prices are established by Maximum Price Regulation No. 129.

The following maximum base prices are for white and regular colors, antique or machine finish, in Jumbo rolls.

(1) Base prices.

Grade:	Maximum base price per cwt. Jumbo rolls Zone 1
No. 1 Cover Plain Edge	\$9.65
No. 2 Cover Plain Edge	8.65
No. 3 Cover, 25% Groundwood Plain Edge	7.15

Related grades include but are not limited to: Sized and Supercalendered Covers, and all fancy finish covers made by paper manufacturers. Related grades do not include coated, printed, or decorated covers which are commonly made by converters, the maximum prices of which are governed by Maximum Price Regulation No. 129.

(2) Exception to general rule on freight absorption and zone differentials. The general rule as stated in Section 15 (d) and (e) applies on shipments to a distributor's home city. On shipments to other than a distributor's home city, maximum prices are f. o. b. mill, with no freight allowance required and with zone differentials permitted.

(3) Differentials—(1) Finishing and packing.

	Per cwt.
Sheeting (336 sq. in. or larger)	+\$0.45
Trimming (1 or 2 sides)	+.20
Trimming (3 or 4 sides)	+.30
Sealing standard packages	+.25
Packing in bundles (chip board top and bottom)	+.30
Packing in cartons or frames	+.40
Packing in cases	+.75
Packing on skids	+.30

(ii) Quantity. (See section 15 (i))

1 to 4 cartons assorted, no less than 1 carton of an item.	+5%.
4 cartons to 5,000 lbs. (one item)	Base price
5,000 to 9,999 lbs. (one item)	-3%.
10,000 to 35,999 lbs. (one item)	-5%.
36,000 lbs. and over (one item)	-7½%.

(iii) Colors.

	Per cwt.
Black	+\$2.00
Red or scarlet, #1 Cover	+3.50
Red, #2 and #3 Cover	+2.75

(iv) Cutting to small sizes (below 336 sq. in.) may be applied in addition to the differentials under (i) above.

	Per cwt.
One way cutting for first cut	+\$0.25
For each additional cut	+.10
Two way cutting down to 84 sq. in.	+.50
From 83 to 42 sq. in.	+1.00
Under 42 sq. in.	+2.00

(v) Pasting.

	Per cwt.
Deckle edge, 2 or 3 ply	+\$3.00
Plain edge, 2 or 3 ply	+2.00
Plain edge, in excess of 3 ply	+4.00

(g) Chemical wood pulp mimeo and related grades. The following maximum base prices are for white, wove, machine finish, in jumbo rolls.

(1) Base prices.

Grade	Maximum base price per cwt. jumbo rolls, Zone 1	
	Over 16 lbs.	16 lbs.
No. 1 mimeo watermarked	\$8.50	\$9.20
No. 2 mimeo unwatermarked	7.75	8.35
Plain mimeo unwatermarked	7.10	7.70

Related grades include but are not limited to: Spirit and gelatin duplicator, multilith and other duplicating papers. *Provided, however,* That the maximum base prices for substance weight 16 pound shall apply only to the grades hereinabove listed and to such related grades as are commonly recognized by the trade as chemical wood pulp mimeograph paper. Such prices shall not be applicable to other related grades.

(2) Differentials—(1) Finishing and packing.

	Cents per cwt.
Sheeting (336 sq. in. or larger)	+45
Trimming (1 or 2 sides)	+20
Trimming (3 or 4 sides)	+30
Sealing standard packages	+25
Packing in bundles (chip board top and bottom)	+30
Packing in cartons or frames	+40
Packing in cases	+75
Packing on skids	+30

(ii) Quantity. (See section 15 (i))

1 carton of an item	Base price for sheets.
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(iii) Colors.

Regular colors	+\$0.75 per cwt.
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(h) Chemical wood pulp opaque circular paper and related grades. The following maximum base price is for white, English or vellum finish paper, in jumbo rolls.

(1) Base price.

	Maximum base price per cwt. jumbo rolls, Zone 1
Grade:	
Opaque circular:	
17 lbs. or heavier	\$8.60
16 lbs.	9.30

(2) Differentials—(1) Finishing and packing.

	Cents per cwt.
Sheeting (336 sq. in. or larger)	+45
Trimming (1 or 2 sides)	+20
Trimming (3 or 4 sides)	+30
Sealing standard packages	+25
Packing in bundles (chipboard top & bottom)	+30
Packing in cartons or frames	+40
Packing in cases	+75
Packing on skids	+30

(ii) Substance weights, substance weights below 16 lb. may be charged for at the price per ream of substance weight 16 lbs.

(iii) Quantity. (See section 15 (i).)

1 carton to less than 4 cartons, assorted, no item less than one carton	+\$0.50 per cwt.
4 cartons to less than 16 cartons, assorted no item less than one carton	+\$0.25 per cwt.
16 cartons to 5,000 lbs. one item	Base Price
5,000 lbs. to 9,999 lbs., one item	-\$0.25 per cwt.
10,000 lbs. to 35,999 lbs., one item	-\$0.40 per cwt.
36,000 lbs. and over, one item	-\$0.50 per cwt.
Orders for less than carton quantities whether ordered with or without full carton, service charge for each item	+\$0.50 per cwt.

[Appendix B amended by Am. 3, 9 F.R. 6711, effective 6-21-44; Am. 4, 9 F.R. 9090, effective 8-1-44; Am. 5, 9 F.R. 11397, effective 9-19-44 and Am. 9, effective 2-23-46]

Appendix C—Unclassified Grades

Grades of writing paper and of certain other fine papers which are not covered by Appendices A or B are denominated "unclassified" grades. Maximum prices for such unclassified grades shall be determined in accordance with the provisions of this Appendix C. Without limitation, unclassified grades include the following:

Bible Paper (above A Grade Book)
Braille Paper
Calendar Roll
Carbonizing (above A Grade Book)
Chart Paper
Cigarette Paper
Colored Construction and School Paper
Condenser Tissue
Drawing Paper (above A Grade Book)
Facing and Lining Paper
Greeting Card Tissue
Manuscript Cover
Map Paper
Meter Paper
Photographic Base Paper
Rag News
Safety Paper Base Stock
Saturation Paper (Rag, Cotton, and/or High Alpha Cellulose Content)
Stencil and Lens
Text Paper (above A Grade Book)
Tracing Paper

["Duplicating Impression and Master Sheet" and "Gelatin and Spirit process duplicating paper" deleted by Am. 9, effective 2-23-46]

The maximum base price for any unclassified grade of writing paper shall be determined under paragraph (a) of this Appendix C in all instances where the manufacturer delivered or offered for delivery the same or a similar grade during the period October 1, 1941 through March 31, 1942. If the manufacturer did not deliver or offer for delivery

the same or a similar grade during that period, the maximum base price shall be determined under Paragraph (b) of this Appendix C.

"Similar Grade" means a grade that is considered by the manufacturer to be in the same general category, which has the same general characteristics, is capable of the same general uses, is made by the same process and machine operations in the same range of basis weights, and is customarily or normally sold in the same price range.

The "maximum base price" is arrived at by taking the highest price charged and adjusting that price downward or upward, as the case may be, in accordance with the differentials, charges, discounts, allowances and other pricing elements that entered into the manufacturer's calculations of his selling price for such grade during the period October 1, 1941, through March 31, 1942.

(a) The maximum price for an unclassified grade of paper which the manufacturer delivered or offered for delivery during the period October 1, 1941 to March 31, 1942, shall be determined as follows: The manufacturer shall determine the highest base price charged by him during that period for the same or a similar grade: *Provided, however*, That with respect to Text Papers (above A Grade Book) sold in basis weight 50 pounds or less, a lightweight differential not in excess of 10% of the highest base price charged during the period October 1, 1941 to March 31, 1942, may be included in the computation of the maximum base price for the purposes of this paragraph (a).

To the maximum base price thus determined there shall be added or subtracted, as the case may be, any applicable differentials, discounts, charges, allowances, or other pricing elements as set forth in section 15 of this regulation. The price arrived at after the addition on subtraction of these pricing elements is the permissible maximum price.

[Paragraph (a) amended by Am. 6, 9 F.R. 14981, effective 1-1-45]

(b) The maximum base price for an unclassified grade of paper which was not delivered or offered for delivery by the manufacturer during the period of October 1, 1941, through March 31, 1942, shall be a price "in line" with the maximum price established by this regulation for the most comparable grade of paper. The "most comparable grade" of paper shall wherever possible be one of the grades listed in Appendix A or B, if the manufacturer deals in any of those grades. If he does not, it shall wherever possible be a grade for which he has determined a maximum price under paragraph (a) of this Appendix C. The "most comparable grade" of paper shall be one which is manufactured for the same general use or uses as the grade being priced, and which the manufacturer is currently producing at a total cost which is closer to the total cost of the grade being priced than is the total cost of any other grade listed under Appendix A or B, or, as the case may be, of any grade for which a maximum price has been determined under paragraph (a) of this Appendix C.

A price shall be "in line" only if the difference between that price and the price for the most comparable grade of writing paper is not in excess of the dollar and cent difference between the total cost of that grade and the total cost of the most comparable grade. Total cost in such case shall be computed on the basis of costs prevailing at the time when such in line price is being determined and in accordance with the manufacturer's method of determining total costs during March 1942.

To the maximum "in line" base price thus determined for such unclassified grade there shall be applied the differentials, charges, discounts, allowances, and other pricing elements as set forth in section 15 of this regulation, wherever applicable. The price after the addition or subtraction of any such applicable pricing elements shall be the maximum price.

A maximum price determined by a seller under this paragraph (b) must be reported to and confirmed by the Office of Price Administration. If this confirmation is not obtained prior to the time of making the sale, the seller must agree to refund to the purchaser any amount paid in excess of the confirmed maximum price. Confirmation of a maximum price determined under this paragraph (b) shall be obtained as follows: The seller must submit to the Office of Price Administration in Washington, D. C., a statement setting forth all of the relevant facts including the following:

(i) Description of the grade being priced;
(ii) Completed Form Q-52 (forms available upon application to the Paper and Paper Products Branch, Office of Price Administration, Washington, D. C.) which covers cost and price data on that grade and on the most comparable grade with which the price comparison was made;

(iii) A sample sheet of each grade.
When the maximum price as proposed is not disapproved by the Office of Price Administration within 20 days after the above material is filed, it shall be considered confirmed. Confirmation need be obtained only once with respect to each grade involved.

(c) The maximum ceiling price of all grades sold under this Appendix C in weights equal to 17 x 22-11-(500) or heavier on a sheet basis is re-established to a jumbo roll basis by deducting from the ream, sealed carton prices in effect on February 22, 1946, \$0.85 per cwt., for the purpose of arriving at the basis for application of the finishing and packing differentials listed below:

Except that the jumbo roll price will remain unchanged for those grades normally sold and priced on a roll basis such as Braille, Chart, meter, photographic, rag news, safety and saturation papers and for such other grades as may be determined by the Office of Price Administration, Paper and Paper Products Branch, upon application by the manufacturer.

	Cents
Finishing and packing differentials: per cwt.	
Sheeting (336 sq. in. or larger).....	+45
Trimming (1 or 2 sides).....	+20
Trimming (3 or 4 sides).....	+30
Sealing standard packages.....	+25
Packing in bundles (chip board top and bottom).....	+30
Packing in cases.....	+75
Packing in cartons or frames.....	+40
Packing on skids.....	+30

[Paragraph (c) added by Am. 9, effective 2-23-46]

APPENDIX D—MAXIMUM PRICES FOR BLOTTER PAPERS

The following maximum base prices are for standard weights, finishes and sizes for white and light colors, packed in cartons or bundles, in quantities of one carton to 10,000 pounds, f. o. b. destination; except that in those cases where it was the customary practice for the particular manufacturer during the period October 1, 1941 to March 1942 to omit the freight allowance for shipments under 200 pounds or minimum bill of lading charge he may continue to do so.

(a) Base prices per cwt.

Grade	White or light colors	Deep colors	Standard weights 19 x 24-500
100% rag blotting.....	\$15.50	\$17.50	60-80-100-120-140
No. 1 blotting.....	14.50	16.50	60-80-100-120-140
No. 2 blotting.....	12.50	13.75	60-80-100-120-140
No. 3 blotting.....	10.00	10.50	60-80-100-120-140
Seed germinating.....	12.50	-----	120
Interleaving blotting.....	17.50	-----	20
Offset pasted blotting.....	11.50	-----	100-120-140
Enameled blotting.....	11.50	-----	100-120-140
Photographic blotting.....	14.50	-----	100-120-140
Halftone blotting.....	10.00	10.50	100-120-140

Related grades include but are not limited to offset coated and tablet blotting papers.

(b) *Differentials*—(1) *Quantity* 10,000 to 35,999 pounds assorted items one grade only—deduct 50¢ per cwt.; 36,000 pounds or more assorted items one grade only—deduct \$1.00 per cwt.

(2) *Finish* Embossing add \$1.00 per cwt.
(3) *Cutting and banding*. (1) *Cutting* On the following special sizes containing less than 288 square inches: apply in addition the charge shown against each item:

	Per ream
19 x 24 into quarters or larger.....	\$0.15
19 x 24 to 4 x 9½ up to 9½ x 12.....	.50
19 x 24 to 3½ x 6 up to 4 x 9½.....	1.00

(ii) *Banding* For banded stock the following charges apply in addition to any cutting charges:

	Per ream
In packages of 100 or more pieces.....	\$0.50
In packages of 50 to 99 pieces.....	.75
In packages of 25 to 49 pieces.....	1.00
In packages of 12 to 24 pieces.....	1.25
In packages of 8 to 11 pieces.....	2.00
In packages of less than 8 pieces.....	2.50

(4) Zone differentials

Zone A Base price.
Zone B Base price plus 50¢ per cwt.
Zone C Base price plus \$1.00 per cwt.
Zone D Base price plus \$2.00 per cwt.
Zone E Base price applies F. O. B. Atlantic Ports.

Zone A: Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, Virginia, North Carolina, Tennessee, Kentucky, Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Omaha, Nebraska, and Sioux Falls, South Dakota.

Zone B: North Dakota, South Dakota (except Sioux Falls), Nebraska (except Omaha), Kansas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, Florida.

Zone C: Wyoming, Colorado, and Texas.

Zone D: Montana, Idaho, Utah, Nevada, Arizona and New Mexico.

Zone E: Washington, Oregon and California.

[Appendix D added and former D redesignated as E by Am. 7, 10 F.R. 8978, effective 7-24-45]

APPENDIX E—MAXIMUM PRICES FOR CERTAIN TYPES OF DIRECT SALES

(a) Notwithstanding anything contained in the Appendices A, B, C or D, any manufacturer who is making direct sales of any of the papers covered by this regulation and who performs services not generally performed by manufacturers and who has consequently customarily charged higher prices upon such sales than upon sales to merchants, may determine his maximum price for such sales under paragraph (b) below, *Providing*,

He has filed with the Office of Price Administration in Washington, D. C., within thirty days from the date that this amendment [Amendment 7] becomes effective, a statement explaining to what extent he performs such services and explaining his system of mark-ups with respect to such direct sales. If a manufacturer has rendered such services and charged such higher prices only in particular areas or upon certain types of direct sales or to certain types of direct purchasers, he shall set forth these customary practices in reasonable detail. Any information already on file with the Office of Price Administration may be incorporated into the statement by reference. After filing this statement a manufacturer may determine his maximum price under paragraph (b) of this Appendix E for all direct sales covered by the statement, unless and until he is advised by the Office of Price Administration in writing that all or part of such sales must be priced under Appendices A, B, C or D. This paragraph is not applicable to sales which have been determined by the Office of Price Administration to be merchant sales, after the filing of an application for a ruling upon this question in the manner specified in section 16 (b) of Maximum Price Regulation 400.

(b) The maximum price for direct sales by a manufacturer who has complied with the requirements of paragraph (a) of this Appendix E shall be determined as follows: The manufacturer shall determine the highest base price charged by him during the period October 1, 1941, through March 31, 1942, upon a sale of the same or a similar grade to the same purchaser or to a purchaser to whom manufacturer would customarily sell at the same price. The term "similar grade" has the meaning stated in Appendix C. The "maximum base price" is arrived at by taking the highest price charged and adjusting that price upward or downward, as the case may be, in accordance with the differentials, charges, discounts, allowances and other pricing elements that entered into the manufacturer's calculation of his selling price upon such direct sales during the period October 1, 1941, through March 31, 1942. To the maximum base price thus determined there shall be added or subtracted, as the case may be, any applicable differentials, discounts, charges, allowances, or other pricing elements as set forth in Section 15 of this regulation. The price arrived at after the addition or subtraction of these pricing elements is the permissible maximum price for such direct sales; *Provided, however*, That upon sales of rag content bond, chemical wood-pulp bond, opaque circular, and any grades related to the foregoing as specified in Appendices A and B, in basis weights of 16 pounds and lighter, there may be added an amount equal to 7½% of the maximum price permitted under this Appendix E upon sales of such paper in basis weight of 20 pounds, which amount shall be rounded out to the nearest 5¢ per cwt.

[Appendix E, formerly D, amended by Am. 1, 8 F.R. 14278, effective 10-25-43 and Am. 7, 10 F.R. 8978, effective 7-24-45]

APPENDIX F—MAXIMUM PRICES FOR WRITING PAPERS AND OTHER FINE PAPERS WHICH CANNOT BE PRICED UNDER ANY OF THE FOREGOING APPENDICES

Any maximum price which cannot be determined under the Appendices of this regulation shall be determined by the Office of Price Administration in Washington, D. C., by order upon receipt of an application from the manufacturer setting forth a description of the grade and the reasons why it cannot be priced under any other provision of this regulation and including a completed Form 695:720 with respect to the costs of such grade. (Copies of Form 695:720 are avail-

able upon application to the Paper and Paper Products Branch, Office of Price Administration, Washington, D. C.

[Appendix F, formerly E, added by Am. 3, 9 F.R. 6711, effective 6-21-44 and redesignated by Am. 7, 10 F.R. 8978, effective 7-24-45]

Effective date. This Maximum Price Regulation No. 450 shall become effective August 25, 1943. [MPR 450 originally issued August 19, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2651; Filed, Feb. 18, 1946; 11:43 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 351, Amdt. 7]

FERROUS FORGINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 351 is amended in the following respects:

1. Section 1390.201 (a) is amended by revoking the phrase "or automotive parts of the type covered by Maximum Price Regulation 136, as amended (Machines, Parts and Machinery Services)".

This amendment shall become effective February 23, 1946.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2650; Filed, Feb. 18, 1946; 11:43 a. m.]

PART 1400—TEXTILE FABRICS: WOOL, COTTON, SILK, SYNTHETIC AND ADMIXTURES

[MPR 127, Amdt. 40]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respects:

1. Section 1400.81 (a) (23) is amended to read as follows:

(23) "Wholesaler" means a person who purchases and resells, otherwise than at retail, finished piece goods and to whom all of the following statements apply:

¹ 9 F.R. 2464, 3031, 4029, 4879, 10088, 12020, 12636, 13067, 14014; 10 F.R. 412, 2014, 3093, 4816, 6308, 8857, 8979, 11148, 11896, 12260, 14507, 14628, 15006.

(i) Since January 1, 1944 (or for whatever portion of the period since that date he has been in business), the total dollar amount of finished piece goods invoiced by him constituted no more than 35% of the total dollar amount of all commodities invoiced by him for any one calendar or fiscal quarter, and has averaged no more than 25% for the entire period.

(ii) He has been engaged in the same business for a period of at least 4 months prior to the filing of the statement required herein;

(iii) More than 75% of the total dollar amount of finished piece goods invoiced by him since January 1, 1944, was sold to retailers for resale as such at retail;

(iv) He carries a stock of finished piece goods at his principal place of business and since January 1, 1944 (or for whatever portion of the period since that date he has been in business) at least 75% of the total dollar amount of the finished piece goods invoiced by him represents deliveries made from stock (as opposed to drop shipments);

(v) He sells through travelling salesmen, circulated price lists or catalogs;

(vi) He extends credit and carries his own accounts (even though he entrusts, assigns or sells his accounts to others for collection);

(vii) He is not (a) a buying office or other agency representing retailers, (b) a stock-carrying affiliate of retailers, (c) a central office or warehouse for retailers which are commonly owned or controlled, (d) a broker, or (e) a selling-agent;

(viii) He has filed a statement with the Office of Price Administration, Washington 25, D. C., stating:

(a) The total dollar amount of all commodities invoiced by him and the total dollar amount of finished piece goods invoiced for each calendar or fiscal quarter between January 1, 1944 and December 31, 1945;

(b) The date when he commenced his present business;

(c) The total dollar amount of finished piece goods invoiced by him to retailers for each calendar or fiscal quarter between January 1, 1944 and December 31, 1945;

(d) Whether he carries a stock of finished piece goods at his principal place of business and, for every calendar or fiscal quarter between January 1, 1944 and December 31, 1945, the percentage of the total dollar amount of the finished piece goods invoiced by him that represents deliveries made from stock;

(e) That he certifies that he meets all of the requirements fixed in subdivisions (v), (vi) and (vii) above.

(ix) He has received from the Office of Price Administration an acknowledgment of the receipt of the statement required to be filed by (viii) above.

2. Section 1400.82 (g) (1) (vii) is amended by adding the following footnote after the phrase "total sales."

¹ "Total sales" for the purpose of computation under this section means all sales of finished piece goods whose maximum price is determined pursuant to the provisions of Maximum Price Regulation No. 127, and all sales of other fabrics made to dress manufacturers.

3. Section 1400.82 (i) (2) (iii) is amended to read as follows:

(iii) On a sale by a jobber who commenced doing business as a jobber on or after September 1, 1944.

This amendment shall become effective February 18, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2649; Filed, Feb. 18, 1946;
11:43 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3, Amdt. 6]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respects:

1. The last sentence of section 21.1 (c) is amended to read as follows: "The appeal shall be pursuant to the provisions of Article XXIII."

2. A new section 22.16 is added to read as follows:

SEC. 22.16 *Administrative exceptions.* (a) Any person seeking relief from a ration order for which no provision is made in the order, shall present in writing to the Deputy Administrator for the Price Department, Office of Price Administration, Washington, D. C., a statement of the circumstances thought to warrant such relief, and the reasons why he believes that the granting of relief in his case and in all like cases would not defeat or impair the effectiveness or policy of the ration order involved. The Deputy Administrator for the Price Department may grant such relief only if he finds that the granting thereof would not defeat or impair the effectiveness or policy of the ration order involved: *Provided*, That nothing herein contained shall permit an exception to or waiver or variance of any provision setting forth standards of eligibility or need for a rationed commodity.

3. A new section 22.17 is added to read as follows:

SEC. 22.17 *Emergency power of Regional Administrator.* (a) If a Regional Administrator finds that an emergency exists in any area in his region because of the occurrence or imminence of a public disaster (such as a flood, fire or tornado) he may, with the approval of the Director of the Sugar Rationing Division, declare that a public emergency exists in such area.

(b) A Regional Administrator, who has pursuant to paragraph (a), declared that a public emergency exists in an

area, is authorized to take such action with respect to sugar rationed under this order, as he shall deem necessary or advisable to meet or alleviate such emergency, including, without limitation, the granting of individual or blanket waivers of or exceptions to Revised General Ration Order 5 or this order under such terms and conditions as he shall deem necessary. The authority of the Regional Administrator shall continue until he (or the Director of the Sugar Rationing Division) decides that the state of public emergency has ceased to exist.

4. A new section 22.18 is added to read as follows:

SEC. 22.18 *Appearance of Office of Price Administration employees and former employees before the Office of Price Administration.* (a) Appearance of Office of Price Administration employees and former employees in a representative capacity before the Office of Price Administration shall be governed by the provisions of Procedural Regulation No. 14.

5. Section 23.1 is amended to read as follows:

SEC. 23.1 *Appeals.* (a) Any person may appeal from any action of District Office or the Regional Office which is adverse to such person. Such appeal shall be brought in accordance with the terms and provisions of this Article.

(b) This section shall not apply to any action taken with respect to petitions made pursuant to Article XVI, or Article XVII, except action taken with respect to such a petition by the District Office, or Regional Administrator in cases where the District Office or official taking the action has been authorized by the Office of Price Administration to grant or deny such petition.

6. A new section 23.2 is added to read as follows:

SEC. 23.2 *Appeals to Regional Administrator; how brought.* (a) Appeals from the action of a District Director to the Regional Administrator shall be brought by the person entitled to bring such appeal in the following manner:

(1) A statement of appeal on OPA Form R-122 shall be filed with the District Director. The statement of appeal shall state the basis of the appeal and any other facts deemed by the appellant to be pertinent. The specific section or sections of the ration order claimed to be inconsistent with the decision from which the appeal is taken need not be stated. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(2) Within five days of such filing, the District Director shall forward the statement of appeal together with his decision and all other pertinent records or papers to the Regional Administrator, unless the District Director, within such five-day period, upon reconsideration, reverses his decision.

7. A new section 23.3 is added to read as follows:

SEC. 23.3 *Action by the Regional Administrator.* (a) The Regional Administrator shall maintain an appeals docket and shall assign a number of each ap-

peal when it reaches him, and shall enter such number, together with the name of the appellant, the name of the District Director, the action taken by the Regional Administrator, and the date on which a copy of the Regional Administrator's decision was mailed to the appellant.

(b) The Regional Administrator may require the appellant to present additional pertinent information.

(c) Appeals to the Regional Administrator shall be decided by the Regional Administrator who may affirm, modify or reverse the decision of the District Director. The decision shall be in writing and a copy of such decision shall be mailed to the appellant and to the District Director. The decision shall direct the District Director to take such action as may be necessary to give effect thereto.

(d) If no statement of appeal to the Washington Office is filed with the Regional Administrator within 30 days after the appellant has been notified of the Regional Administrator's decision, the record shall be closed and shall be returned to the District Office, where it shall remain on file. Thereafter, there shall be no right of appeal except as permitted in section 23.5.

8. A new section 23.4 is added to read as follows:

SEC. 23.4 *Appeal to Washington Office; how brought.* (a) An appeal to the Washington Office may be made in the following manner from an adverse decision of the Regional Administrator, whether such decision is in a matter which came before him for original decision:

(1) A statement of appeal on OPA Form R-122 shall be filed with the Regional Administrator. The statement of appeal shall state the basis for the appeal and any other facts deemed by the appellant to be pertinent. The specific section or sections of the ration order claimed to be inconsistent with the decision from which the appeal is taken need not be stated. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(2) Within five days of such filing, the Regional Administrator shall forward the statement of appeal together with his decision and all other pertinent records or papers to the Washington Office, unless the Regional Administrator shall, within such five-day period, upon reconsideration, reverse his decision.

(b) It shall be within the discretion of the Washington Office to pass upon or to refuse to pass upon an appeal. In either event, the Washington Office may require the appellant to furnish additional pertinent information.

(c) The Washington Office shall notify the appellant, the Regional Administrator and the District Director in writing, either of its refusal to pass upon the appeal or of its decision affirming, modifying or reversing the decision of the Regional Administrator. It shall, if it modified or reversed the decision, direct the District Director or Regional Administrator to take such action as may be necessary to give effect thereto.

(d) When the Washington Office has acted upon the appeal or has refused to act upon it, the record of the case shall be returned to the District Office where it is to be filed. Thereafter there shall be no further right of appeal.

9. A new section 23.5 is added to read as follows:

SEC. 23.5 *Time within which appeal must be brought.* (a) A District office or Regional Office shall give notice of its action, except as otherwise provided by Revised General Ration Order 5 or this order, to the person who has the right of appeal or to his agent, at its office or by mail. The appeal must be received in its office within 30 days after such mailing or the giving of such other notice. However, if the appellant shows good cause for his failure to file his appeal within the time prescribed by this section, such thirty day period may be waived.

This amendment shall become effective February 21, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2648; Filed, Feb. 18, 1946;
11:44 a. m.]

Chapter XVIII—Office of Stabilization Administrator, Office of War Mobiliza- tion and Reconversion

[Directive 97]

PART 4003—SUPPORT PRICES; SUBSIDIES FLOUR

The Office of Price Administration and the Department of Agriculture having submitted to me certain information and recommendations with regard to the necessity for continuing flour production payments, I hereby find that the provisions of this directive are necessary in order to secure the necessary production of flour for military, civilian and export requirements, and to effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9620 of September 20, 1945 (10 F.R. 12033), the directive of October 12, 1945, issued by the Director of War Mobilization and Reconversion (10 F.R. 12812), and Executive Order 9651 of October 30, 1945 (10 F.R. 13487); *It is ordered:*

The Reconstruction Finance Corporation is authorized and directed:

(1) To terminate, effective February 28, 1946, the flour production payments program established by Regulation No. 4, as amended, issued by the Defense Supplies Corporation on November 29, 1943.

(2) To establish and carry out a supplementary flour production payments program, on the terms and conditions set forth in Directive No. 26 (9 F.R. 14894) issued by the Economic Stabilization Director on December 21, 1944, to be applicable to all flour production which is not eligible for subsidy payments under Regulation No. 4, as amended.

(E.O. 9250; E.O. 9328, 3 CFR, Cum. Supp. pp. 1213, 1267; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; and E.O. 9651, 10 F.R. 13487)

Issued and effective this 15th day of February 1946.

J. C. COLLET,
Stabilization Administrator.

[F. R. Doc. 46-2635; Filed, Feb. 18, 1946;
10:18 a. m.]

Notices

TREASURY DEPARTMENT.

Office of the Secretary.

[1946 Dept. Circ. 785]

$\frac{7}{8}$ PERCENT TREASURY CERTIFICATES OF INDEBTEDNESS OF SERIES C-1947

OFFERING OF CERTIFICATES

FEBRUARY 18, 1946.

I. *Offering of certificates.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par, from the people of the United States for certificates of indebtedness of the United States, designated $\frac{7}{8}$ percent Treasury Certificates of Indebtedness of Series C-1947, in exchange for Treasury Certificates of Indebtedness of Series B-1946, maturing March 1, 1946. Approximately \$1,000,000,000 of the maturing certificates will be retired on cash redemption.

II. *Description of Certificates.* 1. The certificates will be dated March 1, 1946, and will bear interest from that date at the rate of $\frac{7}{8}$ percent per annum, payable semiannually on September 1, 1946, and March 1, 1947. They will mature March 1, 1947, and will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all Federal taxes, now or hereafter imposed. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates with interest coupons attached will be issued in denominations of \$1,000, \$5,000, \$10,000, \$100,000 and \$1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter pre-

scribed, governing United States certificates.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, subscriptions for amounts up to and including \$25,000 will be allotted in full, and subscriptions for amounts over \$25,000 will be allotted to all holders on an equal percentage basis, but not less than \$25,000 on any one subscription. The basis of the allotment will be publicly announced, and allotment notices will be sent out promptly upon allotment.

IV. *Payment.* 1. Payment at par for certificates allotted hereunder must be made on or before March 1, 1946, or on later allotment, and may be made only in Treasury Certificates of Indebtedness of Series B-1946, maturing March 1, 1946, which will be accepted at par, and should accompany the subscription.

V. *General Provisions.* 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL]

FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-2640; Filed, Feb. 18, 1946;
11:19 a. m.]

FEDERAL COMMUNICATIONS COM- MISSION.

[Docket Nos. 7235-7240]

CROSLY CORP. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CON- SOLIDATED HEARING ON STATED ISSUES

In re application of The Crosley Corporation, Dayton, Ohio, Docket No. 7235, File No. B2-PH-262; Great Trails Broadcasting Corporation, Dayton, Ohio, Docket No. 7236; File No. B2-PH-432; Miami Valley Broadcasting Corporation, Dayton, Ohio, Docket No. 7237, File No. B2-PH-504; Unity Corporation, Inc., Springfield, Ohio, Docket No. 7238; File

No. B2-PH-516; Radio Voice of Springfield, Inc., Springfield, Ohio, Docket No. 7239; File No. B2-PH-611; Radiohio, Inc., Springfield, Ohio; Docket No. 7240; File No. B2-PH-525; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 1st day of February, 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Dayton and Springfield, Ohio, areas; and

Whereas it appears that a possible maximum of five metropolitan channels might be available in the vicinity of Dayton and Springfield;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2560; Filed, Feb. 15, 1946;
11:19 a. m.]

[Docket Nos. 6013, 6175, 6177-6179, 6182,
7217-7234]

WBNX BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of WBNX Broadcasting Company, New York City, Docket No. 6013, File No. B1-PH-85; News Syndicate Company, Inc., New York City, Docket No. 6175, File No. B1-PH-87; WMCA, Inc., New York City, Docket No. 6177, File No. B1-PH-89; Greater New York Broadcasting Corporation, New York City, Docket No. 6179, File No. B1-PH-95; Debs Memorial Funds, Inc., New York City, Docket No. 6178, File No. B1-PH-112; American Broadcasting Company, Inc., New York City, Docket No. 7217, File No. B1-PH-182; Hearst Radio, Inc., New York City, Docket No. 7218, File No. B1-PH-222; Bernard Fein, New York City, Docket No. 7219, File No. B1-PH-370; WLIB, Inc., New York City, Docket No. 7220, File No. B1-PH-402; Peoples Radio Foundation, Inc., New York City, Docket No. 7221, File No. B1-PH-563; Supreme Broadcasting System, Inc., New York City, Docket No. 7222, File No. B1-PH-567; New York Sun Broadcasting Co., Inc., New York City, Docket No. 7223, File No. B1-PH-618; Metropolitan Broadcasting Service, New York City, Docket No. 7224, File No. B1-PH-637; National Maritime Union Broadcasting Company, Inc., New York City,

Docket No. 7225, File No. B1-PH-649; Amalgamated Broadcasting System, Inc., New York City, Docket No. 7226, File No. B1-PH-647; Book-of-the-Month Club Broadcasting Corp., New York City, Docket No. 7227, File No. B1-PH-646; Unity Broadcasting Corporation of New York City, New York City, Docket No. 7228, File No. B1-PH-651; Frequency Broadcasting Corporation, Brooklyn, New York, Docket No. 6182, File No. B1-PH-47; Elias I. Godofsky, Brooklyn, New York, Docket No. 7229, File No. B1-PH-499; North Jersey Radio, Inc., Newark, New Jersey, Docket No. 7230, File No. B1-PH-358; International Union, United Automobile, Aircraft and Agricultural Implement Workers of America (UAW-CIO), Newark, New Jersey, Docket No. 7231, File No. B1-PH-442; Radio Projects, Inc., Newark, New Jersey, Docket No. 7232, File No. B1-PH-648; Atlantic Broadcasting Company, Newark, New Jersey, Docket No. 7233, File No. B1-PH-130; North Jersey Broadcasting Co., Inc., Paterson, New Jersey, Docket No. 7234, File No. B1-PH-145; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 1st day of February, 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the New York City area; and

Whereas the Commission, in its report of December 19, 1945, indicated a possible maximum of 20 metropolitan FM channels for the New York City area, and whereas 11 channels have already been assigned to existing stations;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2561; Filed, Feb. 15, 1946;
11:19 a. m.]

[Docket Nos. 7202-7210]

WCAE, INC., ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of WCAE, Inc., Pittsburgh, Pennsylvania, Docket No. 7202, File No. B2-PH-228; Scripps-Howard Radio, Inc., Pittsburgh, Pennsylvania, Docket No. 7203, File No. B2-PH-453; Allegheny Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket

No. 7204, File No. B2-PH-556; Liberty Broadcasting Company, Pittsburgh, Pennsylvania, Docket No. 7205, File No. B2-PH-582; West Virginia Radio Corporation, Pittsburgh, Pennsylvania, Docket No. 7206, File No. B2-PH-626; Pittsburgh Radio Supply House, Pittsburgh, Pennsylvania, Docket No. 7207, File No. B2-PH-58; Butler Broadcasting Company, Butler, Pennsylvania, Docket No. 7208, File No. B2-PH-583; Eagle Printing Company, Inc., Butler, Pennsylvania, Docket No. 7209, File No. B2-PH-795; Beaver County Broadcasting Corporation, Beaver Falls, Pennsylvania, Docket No. 7210, File No. B2-PH-755, for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration the above-entitled applications for construction permits for new metropolitan FM broadcast stations in the Pittsburgh, Pennsylvania, metropolitan area; and

Whereas, The Commission, in its report of December 19, 1945, indicated a possible maximum of 8 metropolitan FM channels for the Pittsburgh, Pennsylvania, area; and

Whereas, 2 channels have already been assigned to existing stations;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2562; Filed, Feb. 15, 1946;
11:19 a. m.]

[Docket Nos. 7189-7201]

MARCUS LOEW BOOKING AGENCY ET AL

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Marcus Loew Booking Agency, Washington, D. C., Docket No. 7189, File No. B1-PH-381; Mid-Coastal Broadcasting Company, Washington, D. C., Docket No. 7190, File No. B1-PH-450; The Crosley Corporation, Washington, D. C., Docket No. 7191, File No. B1-PH-448; Commercial Radio Equipment Co., Washington, D. C., Docket No. 7192, File No. B1-PH-669; Capitol Broadcasting Company, Washington, D. C., Docket No. 7193, File No. B1-PH-199; Cowles Broadcasting Company, Washington, D. C., Docket No. 7194, File No. B1-PH-639; The Times Herald, Washington, D. C., Docket No. 7195, File

No. B1-PH-259; National Broadcasting Co., Inc., Washington, D. C., Docket No. 7196, File No. B1-PH-166; Metropolitan Broadcasting Company, Washington, D. C., Docket No. 7197, File No. B1-PH-709; Potomac Cooperative Federation, Inc., Washington, D. C., Docket No. 7198, File No. B1-PH-642; Evening Star Broadcasting Co., Washington, D. C., Docket No. 7199, File No. B1-PH-108; Winx Broadcasting Company, Inc., Washington, D. C., Docket No. 7200, File No. B1-PH-783; FM Development Foundation, Vienna, Virginia, Docket No. 7201, File No. B1-PH-190; For Construction Permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Washington, D. C., metropolitan area; and

Whereas, it appears that a maximum number of eleven metropolitan channels are available for the Washington, D. C., area, and there being thirteen applicants;

It is ordered, That the above-entitled applications be designated for consolidated hearing in Washington, D. C., commencing March 11, 1946 upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.
2. To obtain full information with respect to the nature and character of the proposed program service.
3. To determine the areas and populations which may be expected to receive service from the proposed station.
4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2563; Filed, Feb. 15 1946;
11:20 a. m.]

[Docket No. 7320]

WGAR BROADCASTING CO. (WGAR)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of the WGAR Broadcasting Company (WGAR), Cleveland, Ohio, for construction permit; File No. B2-P-3942.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration the application of The WGAR Broadcasting Company, licensee of Station WGAR, Cleveland, Ohio, (File No. B2-P-3942; Docket No. 7320) operating on 1220 kc for a construction permit to increase power from 5 kw to 50 kw and the application of Allen T. Simmons, licensee of station WADC, Akron, Ohio,

(File No. B2-P-4243; Docket No. 7319), for a construction permit to change frequency from 1350 kc to 1220 kc and increase power from 5 kw to 50 kw;

It appearing, that on February 28, 1941, The WGAR Broadcasting Company had filed an application (File No. B2-P-2692, Docket No. 6309) for a construction permit to change frequency to 1220 kc with 50 kw power which application was subsequently amended pursuant to the Commission's memorandum opinion of February 23, 1942, to request 5 kw until such time as operation with 50 kw should become permissible; and

It appearing further, that on February 10, 1942, Allen T. Simmons had filed an application (File No. B2-P-3462; Docket No. 6311) for a construction permit requesting authority to change WADC's frequency to 1220 kc and to increase its power to 50 kw; and

It appearing further, that said applications had been heard in a consolidated proceeding at the conclusion of which the Commission denied the Simmons application and granted the WGAR application subject to the condition that the licensee "improve the signal of WGAR over the Cleveland business district to comply with the Commission's rules and regulations when equipment and materials again become available for construction of broadcast stations;" and

It appearing further, that the instant application of WGAR was filed pursuant to the terms and conditions of the Commission's order granting its earlier application; and

It appearing further, that the instant application of Simmons is substantially the same as his earlier application, which was denied because the Commission found that a grant of such application would not be in the public interest, and that hence the instant application may have been filed for the purpose of delaying or hindering the grant of the WGAR application; and

It appearing further, that the Mexican Government has agreed that the channel 1220 kc may be assigned for use in the Cleveland area, that channel under the North American Radio Broadcasting Agreement having been classified as a I-A channel for use in Mexico; and

It appearing further, that the Canadian Government has agreed to the proposed operation by WGAR with 50 kw power on 1220 kc at Cleveland, despite the resulting limitation to Station CKOW at Moncton, New Brunswick;

It is ordered, That pursuant to the provisions of section 1.383 of the Commission's rules and regulations, a conditional authorization be issued to The WGAR Broadcasting Company for the operation of WGAR on 1220 kc with 50 kw power, unlimited time, and for the installation of a new transmitter and a new directional antenna for day and night use at the site specified in the instant application; and

It is ordered further, That such conditional authorization shall be subject to being withdrawn if at the conclusion of a consolidated hearing upon the two above mentioned applications it is

shown that public interest will be better served by a grant of the Simmons application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2564; Filed, Feb. 15, 1946;
11:20 a. m.]

[Docket No. 7319]

ALLEN T. SIMMONS (WADC)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Allen T. Simmons (WADC), village of Tallmadge, Ohio, for construction permit, File No. B2-P-4243.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February, 1946;

The Commission having under consideration the application of Allen T. Simmons (WADC) (File No. B2-P-4243; Docket No. 7319) for a construction permit to change frequency from 1350 kc to 1220 k. and increase power from 5 kw to 50 kw;

It is ordered, That the application of Allen T. Simmons (WADC) be, and it is hereby, designated for hearing in a consolidated proceeding with the application of The WGAR Broadcasting Company (WGAR) (File No. B2-P-3942; Docket No. 7320) requesting an increase in power from 5 kw to 50 kw on the frequency 1220 kc, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant individual to operate Station WADC as proposed.
2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station WADC and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations to be served.

4. To determine whether the proposed operation of Station WADC would involve objectionable interference with any existing broadcast stations or with the services proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WADC would involve objectionable interference with any existing Mexican, Canadian or Cuban Broadcast stations within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of

Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the proposed antenna system would be consistent with the requirements of the Civil Aeronautics Administration.

8. To determine whether or not the license of The WGAR Broadcasting Company should be modified so as to specify the use by it of the frequency 1350 kc in lieu of its present frequency.

9. To determine whether the instant application was filed for the purpose of delaying or hindering the grant of the application of the WGAR Broadcasting Company referred to above.

10. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2565; Filed, Feb. 15, 1946;
11:20 a. m.]

[Docket Nos. 6911, 7120, 7168]

WALMAC CO. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Howard W. Davis, trading as The Walmac Company, Corpus Christi, Texas, Docket No. 6911, File No. B3-P-4069; R. F. & W. Broadcasting Company, Corpus Christi, Texas, Docket No. 7120, File No. B3-P-4337; Corpus Christi Broadcasting Company, Inc., Corpus Christi, Texas, Docket No. 7168, File No. B3-P-4398; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 25th day of January 1946;

The Commission having under consideration a petition filed January 24, 1946 by Corpus Christi Broadcasting Company, Inc., Corpus Christi, Texas, requesting that its application for construction permit (File No. B3-P-4398), submitted simultaneously with the petition, be designated for hearing in consolidation with the applications of Howard W. Davis, trading as The Walmac Company, Corpus Christi, Texas (File No. B3-P-4069; Docket No. 6911), and R. F. & W. Broadcasting Company, Corpus Christi, Texas (File No. B3-P-4337; Docket No. 7120), scheduled for February 4 and 5, 1946, at Dallas, Texas.

It is ordered, That the petition be, and it is hereby, granted; and the application of Corpus Christi Broadcasting Company, Inc. (File No. B3-P-4398 and Docket No. 7168) be, and it is hereby, designated for hearing in consolidation with the above-mentioned applications of Howard W. Davis, trading as The Walmac Company, Corpus Christi, Texas (File No. B3-P-4069; Docket No. 6911) and R. F. & W. Broadcasting Company, Corpus Christi, Texas (File No. B3-P-4337; Docket No. 7120) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2566; Filed, Feb. 15, 1946;
11:20 a. m.]

[Docket No. 7182]

ORLANDO DAILY NEWSPAPERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Orlando Daily Newspapers, Inc., Orlando, Florida for construction permit, File No. B3-P-4328.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 30th day of January, 1946:

The Commission having under consideration the above listed application of Orlando Daily Newspapers, Inc. for Construction Permit for a new standard broadcast station at Orlando, Florida.

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of Frederick W. Mizer File B3-P-4270 upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any ex-

isting broadcast service including that of CMHT, Cuba and XET, Mexico, or with the service proposed in and pending applications and, if so, the nature and extent thereof, the areas and populations within the United States affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2567; Filed, Feb. 15, 1946;
11:20 a. m.]

[Docket No. 7183]

FREDERICK W. MIZER

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Frederick W. Mizer, Orlando, Florida, for construction permit, File No. B3-P-4270.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 30th day of January 1946.

The Commission having under consideration the above application of Frederick W. Mizer for a construction permit for a new standard broadcast station at Orlando, Florida.

It is ordered, That said application be designated for hearing in a consolidated proceeding with the application of the Orlando Daily Newspapers (File No. B3-P-4328), Orlando, Florida, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast service including that of CMHT, Cuba and XET, Mexico, or with the service proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the

Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2568; Filed, Feb. 15, 1946;
11:20 a. m.]

[Docket Nos. 7184, 7185]

MID-STATE BROADCASTING CO. AND LAKE
BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re application of Mid-State Broad-
casting Company, Peoria, Illinois, Docket
No. 7184, File No. B4-P-3811; Lake
Broadcasting Company, Inc., Gary, In-
diana, Docket No. 7185, File No. B4-P-
4341, for construction permits.

At a session of the Federal Communi-
cations Commission held at its offices in
Washington, D. C. on the 30th day of
January, 1946;

The Commission having under consid-
eration the above listed applications of
Mid-State Broadcasting Company and
Lake Broadcasting Company for con-
struction permits for new standard
broadcast stations in Peoria, Ill. and
Gary, Ind., respectively.

It is ordered, That the said applica-
tions be designated for hearing in con-
solidated proceedings upon the follow-
ing issues with respect to each applica-
tion:

1. To determine the legal, technical,
financial, and other qualifications of the
applicant corporation, its officers, direc-
tors, and stockholders to construct and
operate the proposed station.

2. To determine the areas and popu-
lations which may be expected to gain
primary service from the operation of
the proposed station and the character
of other broadcast service available to
those areas and populations.

3. To determine the type and char-
acter of program service proposed to be
rendered and whether it would meet the
requirements of the areas and popula-
tions proposed to be served.

4. To determine whether the opera-
tion of the proposed station would in-
volve objectionable interference with
any existing broadcast service or with
the service proposed in any pending ap-
plications and, if so, the nature and ex-
tent thereof, the areas and populations
within the United States affected there-
by, and the availability of other broad-
cast service to such areas and popula-
tions.

5. To determine whether the installa-
tion and operation of the proposed sta-
tion would be in compliance with the
Commission's rules and Standards of
Good Engineering Practice concerning
standard broadcast stations.

6. To determine on a comparative
basis which, if either, of the applications
in this consolidated proceeding should
be granted.

7. It is further ordered, That the In-
terstate Broadcasting Company, Inc.
licensee of station WQXR be and it is
hereby made a party to these proceed-
ings.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2569; Filed, Feb. 15, 1946;
11:20 a. m.]

[Docket No. 7174]

SUNSHINE BROADCASTING CO. (KTSA)

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In the matter of the application of
Sunshine Broadcasting Company
(KTSA), San Antonio, Texas, for con-
struction permit; File No. B3-P-4399.

At a session of the Federal Communi-
cations Commission held at its offices in
Washington, D. C., on the 30th day of
January, 1946;

The Commission having under consid-
eration the above application of Sun-
shine Broadcasting Company (File No.
B3-P-4399; Docket No. 7174) for a per-
mit to make certain changes in its an-
tenna system and to increase power from
5,000 watts L. S., 1,000 watts night, non-
directional, to 5,000 watts L. S., non-
directional, 5,000 watts night, direc-
tional;

It is ordered, That the said applica-
tion be designated for hearing in a con-
solidated proceeding with the applica-
tions of Radiophone Broadcasting Sta-
tion WOPI, Inc. (WOPI), Bristol, Ten-
nessee (File No. B3-P-3608; Docket No.
6661); The Constitution Publishing
Company, Atlanta, Georgia (File No.
B3-P-4086; Docket No. 6802); New
Mexico Publishing Company, Santa Fe,
New Mexico (File No. B5-P-3932;
Docket No. 6803); Shenandoah Valley
Broadcasting Corporation (WSVA),
Harrisonburg, Virginia (File No. B2-P-
3753; Docket No. 6804); Booth Radio
Stations, Inc., Saginaw, Michigan (File
No. B2-P-4088; Docket No. 6805); Fed-
erated Publications, Inc., Lansing, Mich-
igan (File No. B2-P-4010; Docket No.
6806); WJIM, Incorporated (WJIM),
Lansing, Michigan (File No. B2-P-4087;
Docket No. 6807); Frank C. Carman et al.
d/b as Montana Broadcasting and Tele-
vision Company, Anaconda, Montana
(File No. B5-P-3993; Docket No. 6808);
and The Pulitzer Publishing Company,
St. Louis, Missouri (KSD) (File No. B4-
P-4089; Docket No. 6809) to be held at
Washington, D. C., on February 25, 26, 27,
28, March 1, 4, 5, 6, 7, and 8, 1946, upon
the following issues:

1. To determine the applicant's tech-
nical, financial, and other qualifications
to construct and operate Station KTSA
as proposed.

2. To determine the areas and popu-
lations which may be expected to gain
or lose primary service from the pro-
posed operation of Station KTSA by the
applicant and the character of other
broadcast services available to those
areas and populations.

3. To determine the type and character
of program service proposed to be ren-

dered and whether it would meet the re-
quirements of the populations and areas
proposed to be served.

4. To determine whether the proposed
operation of Station KTSA would involve
objectionable interference with any ex-
isting broadcast stations, and if so, the
nature and extent thereof, the areas and
populations affected thereby, and the
availability of other broadcast service to
such areas and populations.

5. To determine whether the proposed
operation of Station KTSA would in-
volve objectionable interference with the
services proposed in any other pending
applications for broadcast facilities, and
if so, the nature and extent thereof, the
areas and populations affected thereby,
and the availability of other broadcast
service to such areas and populations.

6. To determine whether the proposed
installation and operation of Station
KTSA would be in compliance with the
Commission's rules and Standards of
Good Engineering Practice concerning
standard broadcast stations.

7. To determine whether the erection
of the antenna system proposed herein
would be consistent with Civil Aero-
nautics Administration requirements.

8. To determine on a comparative basis
which, if any, of the applications in this
consolidated proceeding should be
granted.

It is further ordered, That the orders
heretofore issued in the consolidated pro-
ceedings for Docket Nos. 6661, 6802, 6803,
6804, 6805, 6806, 6807, 6808, and 6809
be, and they are hereby, amended to in-
clude the application of Sunshine Broad-
casting Company, San Antonio, Texas
(File No. B3-P-4399; Docket No. 7174).

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2570; Filed, Feb. 15, 1946;
11:21 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5420]

UNION FISHERMEN'S CO-OPERATIVE
PACKING CO.

NOTICE OF HEARING

Complaint. The Federal Trade Com-
mission, having reason to believe the
party respondent named in the caption
hereof and hereinafter more particularly
designated and described, since June 19,
1936, has violated and is now violating
the provisions of subsection (c) of sec-
tion 2 of the Clayton Act (U.S.C. Title 15,
Sec. 13) as amended by the Robinson-
Patman Act, approved June 19, 1936,
hereby issues its complaint, stating its
charges with respect thereto as follows:

PARAGRAPH ONE: Respondent Union
Fishermen's Co-Operative Packing Com-
pany, is a corporation, organized and ex-
isting under the laws of the State of
Oregon, with its principal office and place
of business located at Astoria, Oregon.

PAR. TWO: The respondent, since June
19, 1936, has been, and is now, engaged
in the business of packing, selling and
distributing canned Columbia River sal-
mon, canned Columbia River tuna fish

and other sea food products (all of which are hereinafter designated as sea food products) for its own account for resale.

PAR. THREE: The respondent sells and distributes its sea food products by two separate and distinct methods. The first and principal method is by utilizing intermediaries or brokers who act as respondent's agents in negotiating the sale of its sea food products at respondent's prices and on respondent's terms and for which services to respondent such intermediaries or brokers are paid commissions or brokerage fees. This method of distributing respondent's commodities is not challenged by this complaint.

The second method, which is challenged by this complaint, is by the sale by respondent of its sea food products direct to buyers, who are paid by respondent, directly or indirectly, commissions or brokerage fees on such purchases. All such buyers referred to herein are "direct buyers". In transactions between respondent and such buyers the respondent does not use intermediaries or brokers.

Such direct buyers transmit their own purchase orders for such sea food products directly to the respondent. The respondent thereafter invoices and ships such commodities to such buyers from whom respondent collects the purchase price of the merchandise.

Some such buyers, upon receipt of such sea food products from respondent, warehouse such commodities in their own warehouses or in public warehouses, and insure the commodities at their own expense and in their own names and for their own account against contingent loss or damage. Some such direct buyers designate themselves as brokers but are not brokers in fact. Contrary to the manner in which a broker operates such buyers purchase and resell for their own account taking title to and assuming all risk incident to ownership.

PAR. FOUR: The respondent, since June 19, 1936, in the course and conduct of its said business, has sold and distributed a substantial portion of its sea food products through intermediaries or brokers to buyers and also directly to buyers located in states other than the state in which respondent is located and as a result of said sales and the respondent's instructions such commodities have been shipped and are now shipped and transported across state lines to such buyers so located.

PAR. FIVE: The respondent, since June 19, 1936, in connection with the interstate sale of its sea food products has been, and is now, paying or granting, or has paid or granted, directly or indirectly, commissions, brokerage or other compensation or allowances or discounts in lieu thereof to buyers on their own purchases of respondent's sea food products. Such buyers have purchased respondent's sea food products in their own name and for their own respective accounts for resale.

PAR. SIX: The acts and practices of the respondent, Union Fishermen's Co-Operative Packing Company, a corporation, in promoting the sale of its sea food

products by paying to buyers, directly or indirectly, commissions, brokerage or other compensation or allowances or discounts in lieu thereof as set forth above are in violation of subsection (c) of section 2 of the Clayton Act as amended.

Wherefore, the premises considered, the Federal Trade Commission on this 13th day of February, A. D., 1946, issues its complaint against said respondent.

Notice. Notice is hereby given you, Union Fishermen's Co-Operative Packing Company, a corporation, respondent herein, that the 22d day of March, A. D., 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at

Washington, D. C., this 13th day of February, A. D. 1946.

By the Commission.

[SEAL]

A. N. Ross,
Acting Secretary.

[F. R. Doc. 46-2631; Filed, Feb. 18, 1946; 11:29 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 386-A]

UNLOADING OF AUTOMOBILE PARTS AND SUPPLIES AT LEEDS STATION, KANSAS CITY, MO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of February A. D. 1946.

Upon further consideration of Service Order No. 386 (10 F.R. 14711) and good cause appearing therefor: *It is ordered, That:*

(a) Service Order No. 386, *Commodities at Leeds Station (Kansas City) Missouri*, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., February 16, 1946; that a copy of this order and direction shall be served upon the Missouri Pacific Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-2666; Filed, Feb. 18, 1946; 11:50 a. m.]

[SO 396, Special Permit 29]

RECONSIGNMENT OF CABBAGE AT LITTLE ROCK, ARK.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Little Rock, Arkansas, February 14, 1946, by Yankee Brokerage Company, of car ART 23447, cabbage, now on the Missouri Pacific Railroad, to Harlan Fruit Company, Springfield, Mo. (Mo.-Pac.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car

service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 14th day of February 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-2668; Filed, Feb. 18, 1946;
11:50 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 96]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, at-

tached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the

United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Lucy Balestriere.....	Italy.....	Estate of Giacomo Balestriere, deceased, Probate Court, District of Norwalk, Conn.	\$5,019.04	William F. Tammany, Administrator, 106 Washington St., South Norwalk, Conn.	\$192.00
		<i>Item 2</i>			
Efrozeny or Efrozena Gladky or Glatki Dalzetnaja.....	U. S. S. R.....	Estate of Anton Gladky, also known as Anthony M. Gladky, also known as Anton M. Gladky, also known as Antoni Gladky, deceased, Probate Court, District of Berlin, Conn.	1,019.08	Israel Nail, Administrator, 27 West Main St., New Britain, Conn.	45.60
		<i>Item 3</i>			
John Doe Gladky (first name unknown).....	U. S. S. R.....	Same.....	1,019.08	Same.....	45.60
		<i>Item 4</i>			
The children of Wm. Doe Gladky (first name unknown).....	U. S. S. R.....	Same.....	1,019.08	Same.....	45.61
		<i>Item 5</i>			
John Nielsen.....	Denmark.....	Estate of Hans Nielsen, deceased, Probate Court, District of Bridgeport, Conn.	1,001.40	Mrs. Elsie Madsen, Administratrix, 418 Dewey St., Bridgeport, Conn.	65.00
		<i>Item 6</i>			
Vidgo Nielsen.....	Denmark.....	Same.....	1,001.40	Same.....	65.00
		<i>Item 7</i>			
Victor G. Skakun.....	U. S. S. R.....	Estate of Joseph Skogen, deceased, Probate Court, District of Berlin, Conn.	(1)	David L. Nair, Administrator, 27 West Main St., New Britain, Conn.	49.71
		<i>Item 8</i>			
Frank I. Laszlo.....	U. S. S. R.....	Estate of Sophia Varga, deceased, Probate Court, District of Bridgeport, Conn.	830.90	Louis Laszlo, Executor, 1564 Taylor Ave., Bronx, New York, N. Y.	75.00
		<i>Item 9</i>			
Mrs. Filippa Rizzi.....	Italy.....	Estate of Nicandro Camerota, deceased, Probate Court, District of Bridgeport, Conn.	368.84	Paul D'Elia, Administrator, 665 Washington Ave., Bridgeport, Conn.	75.50
		<i>Item 10</i>			
Mrs. Lucia Tucciarone.....	Italy.....	Same.....	368.84	Same.....	75.50
		<i>Item 11</i>			
Domenica Liberatore.....	Italy.....	Estate of Benedetto Liberatore, deceased, Probate Court, District of Waterbury, Conn.	407.54	Antonio Liberatore, Administrator, 107 Ridge Rd., Waterbury, Conn.	36.67
		<i>Item 12</i>			
Alfredo Liberatore.....	Italy.....	Same.....	407.54	Same.....	36.67
		<i>Item 13</i>			
Giovannina Liberatore.....	Italy.....	Same.....	407.54	Same.....	36.66

¹ Approximately \$500.00.

[Vesting Order CE 98]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred

by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Irene Cocorou.....	Greece.....	Estate of Andritsos A. Cocorou, deceased, Probate Court, Essex County, Mass., No. 154724.	\$5,280.67	John V. Phelan, First Judge of Probate Court, Essex County, Salem, Mass.	\$73.26
<i>Item 2</i>					
Maria Cocorou.....	Greece.....	Same.....	280.67	Same.....	3.89
<i>Item 3</i>					
Felicette D'Auria.....	Italy.....	Estate of Joseph B. D'Auria, deceased, Probate Court, Plymouth County, Mass., No. 56144.	126.63	L. Francis Callan, Jr., Executor, Sullivan Bldg., Middleboro, Mass.	11.20
<i>Item 4</i>					
Teresa D'Auria.....	Italy.....	Same.....	126.63	Same.....	11.20
<i>Item 5</i>					
Maria M. D'Auria.....	Italy.....	Same.....	126.63	Same.....	11.20
<i>Item 6</i>					
Rita D'Auria.....	Italy.....	Same.....	126.63	Same.....	11.20
<i>Item 7</i>					
Fortunatina D'Auria.....	Italy.....	Same.....	126.62	Same.....	11.20
<i>Item 8</i>					
Lina Alberti.....	Italy.....	Estate of Giosue Alberti, deceased, Probate Court, Suffolk County, Mass., No. 305896.	203.76	Diana Alberti, Administratrix, 15 Noanet St., Boston, Mass.	27.50
<i>Item 9</i>					
Annita Alberti.....	Italy.....	Same.....	203.76	Same.....	27.50
<i>Item 10</i>					
Clementine Veber.....	France.....	Estate of Nicolas Stuhl, deceased, Probate Court, Suffolk County, Mass., No. 315387.	(1)	Anthony N. Stuhl, Administrator, c/o Messrs. Garcelon and Emerson, 24 Milk St., Boston, Mass.	50.91
<i>Item 11</i>					
Louis Stuhl.....	France.....	Same.....	(2)	Same.....	50.92

¹ Approximately \$2,000.00.

² Approximately \$4,000.00.

[F. R. Doc. 46-2579; Filed, Feb. 15, 1946; 11:22 a. m.]

[Vesting Order CE 102]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, at-

tached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or pro-

ceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien

Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form

APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
<i>Item 1</i>					
Angellina Cestra	Italy	Estate of Vincenzo Orologio, deceased, in the Surrogate's Court, Steuben County, N. Y.	\$149.99	Gioacchino Orologio, Administrator, 60 Erie Ave., Hornell, N. Y.	\$15.20
Giuseppina Flaco	Italy	Same	149.99	Same	15.20
Antonio Orologio	Italy	Same	149.98	Same	15.20
Bernardino Orologio	Italy	Same	149.99	Same	15.20
Febastiano Orologio	Italy	Same	149.99	Same	15.20
<i>Item 6</i>					
Raffaele Calo	Italy	Estate of Maria Capobianco, also known as Maria Calo, deceased, in the Surrogate's Court, Westchester County, N. Y., File No. 1383/43.	90.66	Marciano Calo, Administrator, c/o John A. Vaccaro, Esq., 20 South Broadway, Yonkers, N. Y.	18.16
Michele Calo	Italy	Same	120.89	Same	18.17
Incarната Calo	Italy	Same	120.89	Same	18.17
Distributees of Carmin Calo	Italy	Same	65.66	Same	18.16
<i>Item 10</i>					
Venula Mourtos	Greece	Estate of Nicholas Mourtos, deceased, in the Surrogate's Court, Allegany County, N. Y.	300.00	John Plianos, Administrator, 150 Main St., Dansville, N. Y.	21.42
<i>Item 11</i>					
Henrik Starcke	Denmark	Estate of Gaston Plantiff, deceased, in the Surrogate's Court, Warren County, N. Y.	5.84	Ellen Plantiff and Corn Exchange Bank Trust Company, 13 William Street, New York, N. Y., trustees.	5.84
Dagmar Starcke	Denmark	Same	5.84	Same	5.84
Sven Arne Kaae	Denmark	Same	5.85	Same	5.85
<i>Item 14</i>					
Amalia Ipoviz	Italy	Estate of Maria Stofa, also known as Maria Stofa, deceased, in the Surrogate's Court, New York County, N. Y., File No. A-2734/44.	332.27	Ludovika Stofa, Administratrix, 408 East 54th St., New York, N. Y.	16.00
Stephanie Bondelli	Italy	Same	332.28	Same	16.00
Valeria Vitelli	Italy	Same	332.28	Same	16.00
<i>Item 17</i>					
Enrico Ghiggeri	Italy	Estate of Ferdinando Ghiggeri, also known as Freddy Gigghine, also known as Ferdinand Ghiggeri, also known as Freddy Ghiggeri, deceased, in the Surrogate's Court, New York County, N. Y., File No. A-1841/44.	953.18	Adolfo Ghiggeri, Administrator, c/o Edward J. Fontana, 233 Broadway, New York, N. Y.	52.19
Ernesto Sarto	Italy	Same	953.18	Same	52.18
<i>Item 19</i>					
Georges Pervilhac, Jean M. Pervilhac, Isabelle Gazagne, Fleury Gazagne, Alice M. S. Pervilhac, Henri N. A. Pervilhac, Philippe J. R. Pervilhac, Guy H. E. Pervilhac, and Rene Pervilhac.	France	Marie Cadgene individually and as substituted trustee under Indenture of Trust made by Henri Pervilhac, dated January 28, 1926, and as administratrix of the Estate of Ernest Cadgene, deceased trustee under said Indenture of Trust, Plaintiff, v. Isabelle Gazagne, individually and as substituted trustee, et al. in the Supreme Court of the County and State of New York.	(1)	Marie Cadgene, substituted trustee, c/o Putney, Twombly, Hall and Skidmore, 165 Broadway, New York, N. Y.	387.87

¹Income and principal of Trusts under deed of Henri Pervilhac, dated Jan. 28, 1926.

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 20</i>					
Esther Rabenko.....	Russia.....	Estate of Messe Wolfman, deceased, in the Surrogate's Court, New York County, New York, File No. A-1022/42.	\$514.66	Charles Recht, 10 East 40th St., New York, N. Y.	\$51.00

[F. R. Doc. 46-2580; Filed, Feb. 15, 1946; 11:22 a. m.]

[Vesting Order CE 103]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A:

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons ob-

tained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Ida Franzetti.....	Italy.....	Estate of Arrigo Rippon, deceased, Somerset County Orphans' Court, Somerville, New Jersey.	\$2,632.77	Teresa Nangeroni, Administratrix of the Estate of Arrigo Rippon, deceased, c/o Arthur I. Robinson, 30 Maiden Lane, Bound Brook, N. J.	\$20.66
<i>Item 2</i>					
Matilda Rippon.....	Italy.....	Same.....	2,632.77	Same.....	20.66
<i>Item 3</i>					
Francesca Marganella.....	Italy.....	Estate of Amedeo Marganella, deceased, Passaic County Orphans' Court, Passaic County, New Jersey.	3,215.53	Louis Vuolo, Administrator of the Estate of Amedeo Marganella, deceased, c/o Albert L. Bohl, 5 Bolt St., Paterson, N. J.	64.68
<i>Item 4</i>					
Lettrino Marganella.....	Italy.....	Same.....	3,215.53	Same.....	64.68
<i>Item 5</i>					
Emanuele Mule.....	Italy.....	Estate of Paul Mule, in the Passaic County Orphans' Court, Passaic, N. J.	267.86	Marianna Fidone Costa, Administratrix of the Estate of Paul Mule, deceased, c/o George S. Grabow, 115 Market St., Paterson 1, N. J.	24.47
<i>Item 6</i>					
Rose Mule.....	Italy.....	Same.....	133.93	Same.....	12.23
<i>Item 7</i>					
Ernest Camia.....	Italy.....	Estate of Massimo Camia, deceased, Atlantic County Orphans' Court, Mays Landing, N. J.	10,863.00	Marcella Roccatagliata and Bart Colli, Administrators of the Estate of Massimo Camia, deceased, c/o John D. McMullin, 638 Guarantee Trust Bldg., Atlantic City, N. J.	32.14
<i>Item 8</i>					
Carmelina Rossi.....	Italy.....	Same.....	2,715.00	Same.....	8.03
<i>Item 9</i>					
Chr. Ryberg.....	Denmark.....	Estate of Axel Ryberg, deceased, Hudson County Orphans' Court, Jersey City, N. J.	2,478.21	George Bech, Consul General of Denmark, % Alfred J. Bedard, 40 Exchange Place, New York 6, N. Y.	51.00
<i>Item 10</i>					
Martha Ryberg.....	Denmark.....	Same.....	2,478.22	Same.....	51.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 11</i>			
Axel Nielsen.....	Denmark.....	Estate of Axel Nielsen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	\$4,592.50	George Bech, Consul General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York 5, N. Y.	\$110.00
		<i>Item 12</i>			
Grete Nielsen.....	Denmark.....	Estate of Chr. W. Nielsen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	2,438.91	Same.....	65.00
		<i>Item 13</i>			
Lizzie Nielsen.....	Denmark.....	Same.....	2,438.92	Same.....	65.00

[F. R. Doc. 46-2581; Filed, Feb. 15, 1946; 11:22 a. m.]

[Vesting Order CE 104]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons ob-

tained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Magda Skjerne.....	Denmark.....	Est. of Ebbe Vagn Skjerne, deceased, Hudson County Orphans' Court, Jersey City, N. J.	\$4,772.80	Georg Bech, Consul General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York 5, N. Y.	\$93.00
		<i>Item 2</i>			
Astrid Jacobsen.....	Denmark.....	Est. of J. Karup Jacobsen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	5,132.25	Same.....	74.00
		<i>Item 3</i>			
Dagmar Mortensen.....	Denmark.....	Est. of Rudolf Mortensen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	5,151.60	Same.....	90.00
		<i>Item 4</i>			
Peter Hansen.....	Denmark.....	Est. of Peter Hansen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	4,591.67	Same.....	90.00
		<i>Item 5</i>			
Alma Kristine H. Madsen.....	Denmark.....	Est. of Thorkild Hansen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	4,636.17	Same.....	67.00
		<i>Item 6</i>			
Gregers Nielsen.....	Denmark.....	Est. of Anton Nielsen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	4,597.55	Same.....	84.00
		<i>Item 7</i>			
Marie Kristensen.....	Denmark.....	Est. of H. Pilegaard Kristensen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	5,055.10	Same.....	84.00
		<i>Item 8</i>			
Beate Borg.....	Denmark.....	Est. of Paul Chr. Borg, deceased, Hudson County Orphans' Court, Jersey City, N. J.	5,020.97	George Bech, Consul General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York, N. Y.	63.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Britha E. M. Nielsen.....	Denmark.....	<i>Item 9</i> Est. of Palle Rorbye, deceased, in the Surrogate's Court, Hudson County, N. J.	\$4,656.38	George Beech, Consul General of Denmark, % Alfred J. Bedard, 40 Exchange Pl., New York, N. Y.	\$83.00
Wilma Schutz.....	Czechoslovakia.....	<i>Item 10</i> Estate of Louis Zwiebel, deceased, Essex County Orphans' Court, Newark, N. J.	8,504.74	John D. Zwiebel, Administrator of the Estate of Louis Zwiebel, deceased, c/o Louis Meraglia, Esquire, 1102 Clinton Ave., Irvington, N. J.	76.61

[F. R. Doc. 46-2582; Filed, Feb. 15, 1946; 11:23 a. m.]

[Vesting Order 5660]

J. J. SCHONER

In re: Estate of J. J. Schoner, deceased; File D-28-9764; E. T. sec. 13707.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Adolph Schoner and Alex Schoner, and each of them, in and to the Estate of J. J. Schoner, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Adolph Schoner, Germany.
Alex Schoner, Germany.

That such property is in the process of administration by Katie Margaret Surbeck, as Administratrix of the Estate of F. B. Surbeck, acting under the judicial supervision of the Probate Court for the State of Idaho, in and for Nez Perce County;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian,

[F. R. Doc. 46-2575; Filed, Feb. 15, 1946; 11:22 a. m.]

[Vesting Order 5706]

UNITED STATES CURRENCY AND COINS
OWNED BY GERMANY

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the property described as follows:

United States currency and coins in the sum of \$170,926.93 which are held by the Treasurer of the United States for safekeeping in a sealed package which bears the inscription "On Account of Foreign Funds Control",

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an

appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2574; Filed, Feb. 15, 1946; 11:22 a. m.]

[Vesting Order 5898]

FRED DINKEL ET AL.

In re: Fred Dinkel et al. vs. Ellen Cox et al.; File D-28-9704; E. T. sec. 13587.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

1. That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Babette Spannagel and Margaret Nieder (Neider), and each of them, in and to the proceeds of the real estate sold pursuant to court order in a certain partition suit entitled "Fred Dinkel et al. vs. Ellen Cox et al." in the Noble Circuit Court, Kendallville, Indiana,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Babette Spannagel, Germany.
Margaret Nieder (Neider), Germany.

That such property is in the process of administration by William A. DeVault, 214 Diamond Street, Kendallville, Indiana, Commissioner, acting under the judicial supervision of the Noble Circuit Court, Kendallville, Indiana;

2. That the property described as follows:

The sum of One Hundred Twenty-seven Dollars and twelve cents (\$127.12) in the possession and custody of William A. DeVault, representing rents collected by him as agent for Babette Spannagel and Margaret Nieder (Neider),

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Babette Spannagel, Germany.
Margaret Nieder (Neider), Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 14, 1946.

[SEAL] FRANCIS J. McNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-2576; Filed, Feb. 15, 1946;
11:22 a. m.]

[Vesting Order 5899]

MARIE D. KRUPP

In re: Estate of Marie D. Krupp, deceased; File D-28-9704; E. T. sec. 13587.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Babette Spannagel and Margaret Nieder (Neider), and each of them, in and to the estate of Marie D. Krupp, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Babette Spannagel, Germany.
Margaret Nieder (Neider), Germany.

That such property is in the process of administration by William A. DeVault, 214 Diamond Street, Kendallville, Indiana, as Administrator of the estate of Marie D. Krupp, deceased, acting under the judicial supervision of the Noble Circuit Court, Kendallville, Indiana;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 14, 1946.

[SEAL] FRANCIS J. McNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-2577; Filed, Feb. 15, 1946;
11:22 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 75]

M. BLOCK AND SONS

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* M. Block and Sons, 2511-21 Calumet Avenue, Chicago, Illinois, may compute its adjusted ceiling prices for all articles of metal household cabinets, which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 8.4 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereinafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 by the use of pricing chart, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For

this purpose the "most comparable article" is the one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in

accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on February 16, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2600; Filed, Feb. 15, 1946;
11:42 a. m.]

[SO 142, Order 29]

WALKER MACHINE AND FOUNDRY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 29 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Walker Machine and Foundry Co. Docket No. 6083-136.21-487.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) After September 17, 1945, the maximum prices for sales by resellers of brake shoes produced by Walker Machine and Foundry Company, Roanoke, Virginia, shall be determined as follows: The reseller shall add to the maximum net prices he had in effect to a purchaser of the same class just prior to

September 17, 1945, the amount, in dollars and cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by Order No. L-543, under Revised Maximum Price Regulation 136, issued and effective September 17, 1945.

(b) The Walker Machine and Foundry Company shall notify each purchaser who buys brake shoes for resale of the dollars and cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(c) All requests not granted herein are denied.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 16, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2601; Filed, Feb. 15, 1946;
11:42 a. m.]

[MPR 120, Order 1594]

BITUMINOUS COAL

ORDER CONSOLIDATING ADJUSTMENTS FOR INDIVIDUAL MINES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120; *It is ordered:*

(a) The maximum prices in cents per net ton for bituminous coal produced by the following identified mines all of which are located in District No. 1, for the indicated uses and method of shipment are hereby established as follows:

Mine index No.	Mine name	Sub-district No.	Producer	Type of operation	Maximum prices by size group Nos. f. o. b. the rail or river shipping point for all rail or river shipments excluding railroad locomotive fuel					Maximum prices by size group Nos. f. o. b. the rail or river shipping point for all rail or river shipments for railroad locomotive fuel use					Maximum prices by size group Nos. f. o. b. the mine or preparation plant for shipments made entirely by truck or by wagon					Smithing coal by all methods of transportation
					1	2	3	4	5	1	2	3	4	5	1	2	3	4	5	
43	Red lands #9	16	Red Lands Coal Co.	Deep	\$4.10	\$3.90	\$3.90	\$3.70	\$3.70	\$3.75	\$3.75	\$3.60	\$3.50	\$3.50	\$4.20	\$3.95	\$3.95	\$3.85	\$3.75	\$5.10
67	Brookwood shaft	21	Brookwood Shaft Inc.	Deep and strip	4.25	4.20	4.00	3.85	3.85	3.75	3.75	3.60	3.50	3.50	4.30	4.05	4.05	3.95	3.85	5.10
171	Fuel #3	41	Bowman Coal Co., Geo. G.	Deep			3.65					3.60					3.85		5.10	
195	Hampshire	43	Campbell Coal Co.	do	4.23	4.23	3.65	3.40	3.40	3.75	3.75	3.60	3.50	3.50	4.28	4.28	3.85	3.60	3.50	5.10
205	Helsley #3	26	Helsley Coal Co.	do	4.15	4.10	3.90	3.75	3.75	3.65	3.65	3.50	3.40	3.40	4.20	3.95	3.95	3.85	3.75	5.00
213	Hiyasota #1	36	Penn Smokeless Fuel Co.	Deep	4.10	3.90	3.90	3.70	3.70	3.75	3.75	3.60	3.50	3.50	4.20	3.95	3.95	3.85	3.75	5.10
225	Imperial	13	Gulbranson, W. O. Inc.	Deep and strip	4.10	3.90	3.90	3.70	3.70	3.75	3.75	3.60	3.50	3.50	4.20	3.95	3.95	3.85	3.75	5.10
244	Kent #1	22	Rochester & Pittsburgh Coal Co.	Deep	4.00	3.80	3.80	3.60	3.60	3.65	3.65	3.50	3.40	3.40	4.10	3.85	3.85	3.75	3.65	5.00
245	Kent #2	22	Rochester & Pittsburgh Coal Co.	do	4.00	3.80	3.80	3.60	3.60	3.65	3.65	3.50	3.40	3.40	4.10	3.85	3.85	3.75	3.65	5.00
371	Penn #3	30	Pennsylvania Coal & Coke Co.	do	4.15	4.10	3.90	3.75	3.75	3.65	3.65	3.50	3.40	3.40	4.20	3.95	3.95	3.85	3.75	5.00
373	Penn #8	30	Pennsylvania Coal & Coke Co.	do	3.85	3.85	3.65	3.40	3.40	3.75	3.75	3.60	3.50	3.50	4.05	3.85	3.85	3.70	3.60	5.10
374	Penn #98	27	Pennsylvania Coal & Coke Co.	do	4.73	4.58	4.48	4.33	4.33	3.98	3.98	3.83	3.73	3.73	4.73		4.48	4.28	4.18	5.10
378	Penn #21	16	Pennsylvania Coal & Coke Co.	do	4.10	3.90	3.90	3.70	3.70	3.75	3.75	3.60	3.50	3.50	4.20	3.95	3.95	3.85	3.75	5.10
379	Penn #22	16	Pennsylvania Coal & Coke Co.	do	4.10	3.90	3.90	3.70	3.70	3.75	3.75	3.60	3.50	3.50	4.20	3.95	3.95	3.85	3.75	5.10
389	Ponfeigh #7	41	Enterprise Coal Mining Co.	do	3.85	3.85	3.83	3.60	3.60	3.83	3.83	3.63	3.50	3.50	4.10	3.85	3.85	3.75	3.65	5.10
429	Revlac	26	Monroe Coal Mining Co.	do	4.15	4.10	3.90	3.75	3.75	3.65	3.65	3.50	3.40	3.40	4.20	3.95	3.95	3.85	3.75	5.00
449	Sagamore	11	Rochester & Pittsburgh Coal Co.	do	3.75	3.75	3.55	3.30	3.30	3.65	3.65	3.50	3.40	3.40	3.95	3.75	3.75	3.55	3.45	5.00
489	Stineman #2	30	Stineman Coal & Coke Co.	do	4.38	4.38	4.28	3.85	3.85	4.38	4.38	4.28	3.85	3.85	4.38	4.28	3.95	3.85		5.10
1646	Cambria #1	39	Kuhstos & Bamblin	do	4.80	4.80	4.45	4.20	4.05	4.80	4.80	4.45	4.20	4.05	4.80	4.80	4.45	4.20	4.05	5.30
2110	Stone bridge #1	27	Stone Bridge Coal	do													4.38			5.10
3761	Stineman #3	30	Lilly Benscreek Coal	do			3.98					3.98					3.98			5.10

(b) Except as is specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal produced in District No. 1 shall remain in effect.

(c) All invoices in connection with the sale of bituminous coal priced under this order shall state that the price charged was established by Order No. 1594 under Maximum Price Regulation No. 120 of the Office of Price Administration.

(d) The maximum prices established by paragraph (a) of this order for Mine Index Nos. 67 and 225, strip mines, shall be the maximum prices for this coal only for so long as the preparation standards prescribed by § 1340.212 (c) of Maximum Price Regulation No. 120 are maintained; otherwise, the maximum prices shall be those established for strip mines by § 1340.212 of Maximum Price Regulation No. 120.

(e) Order L-51 under Maximum Price Regulation No. 120, establishing maximum prices for Mine Index No. 339, described above, is hereby revoked and the maximum prices established for Mine Index Nos. 67 and 225 by Order No. 1438 under Maximum Price Regulation 120 and Mine Index Nos. 195, 374, 486, 2110 and 3761 by Order No. 1289 under Maximum Price Regulation No. 120 are hereby revoked.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective February 16, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2587; Filed, Feb. 15, 1946;
11:42 a. m.]

[MPR 188, Order 5 Under Order 6]

CHICAGO FLEXIBLE SHAFT CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by the Chicago Flexible Shaft Company, Roosevelt Road and Central Avenue, Chicago 50, Illinois, and which are sold under the brand name "Sunbeam", as follows:

(1) The uniform retail ceiling price of an article which the manufacturer sold or offered for delivery during March 1942 shall be the price which the manufacturer suggested as the retail price as indicated by the manufacturer's last retail price list in effect prior to April 1, 1942.

(2) The uniform retail ceiling price, of an article which the manufacturer

did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has been previously established by an order under Maximum Price Regulation No. 188, shall be the maximum price for sales to consumers which was established by such an order.

(3) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has not been previously established for sales to consumers by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of section 4 (c) (1) of Order No. 6.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order. In the case of an article for which the manufacturer does not increase his price to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at wholesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2589; Filed, Feb. 15, 1946;
11:43 a. m.]

[MPR 188, Rev. Order 3962]

A. & S. SPECIALTY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 3962 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by A. & S. Specialty Company, 34 Hubert Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand wrapped rayon ribbon bed light shade.	600	\$0.68	\$0.80	\$1.44

These maximum prices are for the articles described in the manufacturer's application dated June 15, 1945.

(2) For sales by all persons the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the fourth pricing method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2590; Filed, Feb. 15, 1946;
11:43 a. m.]

[MPR 188, Rev. Order 4358]

REMSEN SALES CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:* Order No. 4358 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Remsen Sales Company, 964 Clarkson Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Crystal vanity lamps.	101, 100, 103, 228, 238.	Each \$1.66	Each \$1.95	Each \$3.50
Crystal vanity lamps.	312, 229, 306.	2.21	2.60	4.65
Crystal vanity lamps.	233, 232, 231, 234.	2.55	3.00	5.40
Crystal table lamp with 2 metal breaks and crystal base.	237	4.68	5.50	9.90
Crystal table lamp with 2 metal breaks and hand cut base and column.	237-C	5.53	6.50	11.70

These maximum prices are for the articles described in the manufacturer's application dated August 29, 1945.

(2) For sales by all persons the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-2591; Filed, Feb. 15, 1946;
11:43 a. m.]

[MPR 188, Order 4863]

EKCO PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ekco Products Company, 1949 North Cicero Avenue, Chicago 39, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Jobbers	Chain, mail order houses and department stores	Other retailers	Consumers
Stainless steel cover 7" dia.	M300	Each \$0.50	Each \$0.60	Each \$0.67	Each \$1.00
Stainless steel utility pan	M001½	.63	.75	.82	1.25
Stainless steel sauce pan	M303	1.25	1.62	1.80	2.70
Stainless steel sauce pan	M302	.83	.99	1.10	1.65
Stainless steel sauce pan	M301½	.60	.71	.79	1.19
Stainless steel double boiler.	M321½	1.95	2.34	2.60	3.90

These maximum prices are for the articles described in the manufacturer's application dated December 20, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been

authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-2592; Filed, Feb. 15, 1946;
11:43 a. m.]

[MPR 188, Order 4864]

BENROSE LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Benrose Lamp Company, 35 West 25th Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
China vase table lamp with cast metal base and silk shade.	570	\$7.65	\$9.00	\$16.20
Hand decorated china table lamp with spun filigree base and hand sewn ruching silk shade.	580, 590	13.60	16.00	28.80
China table lamp with cast metal base and rayon silk shade.	600	7.65	9.00	16.20
Hand painted china lamp, filigree base and ruching silk shade.	650, 660	17.00	20.00	36.00
Decorated china table lamp with cast metal base and rayon silk shade.	630, 640	9.78	11.50	20.70
Marbelized and decorated china table lamp with filigree base.	670	11.48	13.50	24.30
Hand marbelized china table lamp.	680	10.41	12.25	22.05
Hand decorated marbelized china table lamp with rayon silk shade.	690	11.48	13.50	24.30

These maximum prices are for the articles described in the manufacturer's application dated November 30, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers, they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2593; Filed, Feb. 15, 1946;
11:44 a. m.]

[MPR 188, Order 4865]

COATES STANDARD MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain

No. 35—6

articles manufactured by Coates Standard Manufacturing Company, 1111 Jackson Street, Tampa 2, Fla.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—	
		Retailers	Consumers
Lawn sprinkler.....	51	Each \$1.67	Each \$2.50
Lawn sprinkler.....	67	2.20	3.30
Lawn sprinkler.....	82	3.44	5.16

These maximum prices are for the articles described in the manufacturer's application dated October 25, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail ceiling price properly filled in:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach or Obliterate

*(c) At the time of, or prior to, the first invoice to each purchaser for resale, at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2594; Filed, Feb. 15, 1946;
11:44 a. m.]

[RMFR 194; Order A-4]

WOMEN'S NYLON HOSIERY IN ALASKA

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 18 (a) of Revised Maximum Price Regulation 194, it is ordered:

SECTION 1. *Scope of this order*—(a) *What commodities are covered.* This order covers women's nylon hosiery.

(b) *What kind of sales are covered.* This order applies to all sales at retail. "Sales at retail" means sales to ultimate consumers. Sales to industrial, commercial, institutional or governmental users are also sales at retail if made by persons who sell principally to individual ultimate consumers.

(c) *Geographical applicability.* This order applies to the entire Territory of Alaska.

(d) *Relationship of this order to Revised Maximum Price Regulation 194.* This order replaces the pricing provisions of sections 5 and 6 and modifies other provisions of Revised Maximum Price Regulation 194. All other provisions of Revised Maximum Price Regulation 194, not inconsistent with the provisions of this order remain in effect. All letters, Letter-Orders, and General Orders previously issued under Maximum Price Regulation 194 or Revised Maximum Price Regulation 194, adjusting or establishing your maximum prices for the commodity covered by this order are superseded by this Order A-4.

SEC. 2. *Ceiling prices.* The methods by which you are required to determine your ceiling prices are set forth in paragraphs (a), (b) and (c) below. You must use the first method if applicable. If the first method cannot be used, then you must use either the second or third method, whichever is applicable.

(a) *First method.* If the hosiery is received by you marked with the domestic retail ceiling price, your maximum price per pair shall be such domestic retail ceiling price, plus five cents.

(b) *Second method.* If the hosiery you sell was purchased from the manufacturer, your ceiling price shall be determined by dividing your "net invoice cost" per pair by .60, adjusted to the nearest nickel. For example, if the net invoice cost per pair is .89 cents, your ceiling price will be \$1.50 (\$.89+.60=\$1.49).

(c) *Third method.* If the hosiery you sell was purchased from a wholesaler, your ceiling price shall be determined by dividing your "net invoice cost" per pair by .67, adjusted to the nearest nickel. For example, if the net invoice cost per pair is 90 cents, your ceiling price will be \$1.35 (\$.90+.67=\$1.57).

SEC. 3. *Marking.* No nylon hosiery may be sold, offered for sale, or delivered unless there is firmly affixed to at least one stocking of each pair of hosiery, a transfer label, ticket or other device containing the words "OPA Ceiling" or "OPA Ceiling Price," accompanied by the maximum price at retail under this order.

However, hosiery which is received correctly marked with the domestic retail ceiling price need not be remarked by the retailer; and in the case of hosiery received with the domestic retail ceiling price marked on the outside of a sealed envelope containing the hosiery, no marking need be affixed to the hosiery itself: *Provided*, That delivery to the customer is made with the envelope unopened.

SEC. 4. Definitions. As used in this order, the term:

(a) "Domestic retail ceiling price" means the maximum price established by the Office of Price Administration applicable to sales by retailers within the continental United States.

(b) "Net invoice cost" means the price you paid to your supplier after deducting all discounts except the discount for prompt payment, but not exceeding your supplier's ceiling price. You must not include as part of your net invoice cost any commission (including, but not limited to, a resident buyer's commission), service, premium, transportation or any other charge not specifically provided for in this order.

This order shall become effective February 20, 1946.

Issued this 15th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2595; Filed, Feb. 15, 1946;
11:44 a. m.]

[MPR 591, Order 311]

MULLINS MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered*:

(a) The maximum prices, f. o. b. point of shipment, for sales by any person to dealers of the following Cabinet Sink Tops and Bowls, Undersink Cabinet Fronts and Drainboards manufactured by Mullins Manufacturing Corporation, Salem, Ohio and as described in the application dated January 28, 1946, shall be:

Model No.	Description	On sales to dealers
ST-7224..	24" x 72" linoleum sink top with vitreous enamel steel, double sink bowls, stainless steel trim.	\$42.93
ST-8424..	24" x 84" linoleum sink top with vitreous enamel steel double sink bowls, stainless steel trim.	45.53
ST-9624..	24" x 96" linoleum sink top with vitreous enamel steel double sink bowls, stainless steel trim.	48.67
275642757.	24" x 42" vitreous enamel sink front, stamped and welded, less drainboard.	12.40
2837.....	42" x 34 3/4" stamped steel sink front, baked enamel.	12.55
2759.....	Vitreous enamel, stamped steel sliding drainboard for 42" sink.	3.13

(b) The maximum prices, f. o. b. point of shipment for sales by any person to jobbers shall be the maximum prices

specified in (a) above less a discount of 25 percent.

(c) Order No. L-190 issued under Maximum Price Regulation No. 591 December 29, 1945, to Mullins Manufacturing Corporation is hereby revoked.

(d) In addition to the discounts provided in (b) above the maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 16, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-2597; Filed, Feb. 15, 1946;
11:45 a. m.]

[MPR 591, Order 312]

STERLING MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered*:

(a) The maximum net prices for sales by any person of the following oil-fired immersion water heater manufactured by the Sterling Manufacturing Company and as described in the application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
Oil-fired immersion water heater	\$16.77	\$19.70	\$29.50

(b) The maximum net prices specified in (a) above shall be f. o. b. point of shipment, except on sales to consumers.

(c) The maximum net prices established by this order shall be subject to such further discounts, allowances including transportation allowances and

the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) The Sterling Manufacturing Company shall attach to each oil-fired immersion water heater covered by this order a tag containing the following:

OPA Maximum Retail Price—\$29.50
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 16, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-2598; Filed, Feb. 15, 1946;
11:45 a. m.]

[MPR 591, Order 313]

GEORGE M. DIETER & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered*:

(a) The maximum prices, for sales by any person of the following Piper Heat Exchanger manufactured by George M. Dieter and Company, Spokane, Washington and as described in the application dated December 24, 1945, shall be:

Model No. 4—Piper Heat Exchanger, 60" long, 4" diameter, standard black pipe, with cap, welded, tin or galvanized finish: \$100.

(b) The maximum net price f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above, less a discount of 50 percent.

(c) The maximum net price to industrial and commercial users, including installers, shall be the maximum price specified in (a) above, less a discount of 30 percent.

(d) In addition to the discounts provided in (b) and (c) above the maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would

have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller of the commodity covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 16, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2599; Filed, Feb. 15, 1946;
11:45 a. m.]

[Rev. SO 119, Order 78]

BELL AND HOWELL CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Bell and Howell Company, 7100 McCormick Road, Chicago 45, Illinois, may compute its adjusted ceiling prices for sales to each class of purchaser of the photographic equipment which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 8 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and

adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on February 15, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2622; Filed, Feb. 15, 1946;
8:53 p. m.]

[Rev. SO 119, Order 86]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturers' ceiling prices.* The Roberts & Mander Stove Company, Hatboro, Pennsylvania, may increase by no more than 5.9 percent its ceiling prices to each class of purchaser for the line of gas ranges and combination ranges which it manufactures.

(b) *Retail dealers' ceiling prices.* For sales in each zone by retail dealers to ultimate consumers the ceiling prices for the models of gas and combination ranges manufactured by the Roberts & Mander Stove Company and listed below are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
K-1	Gas range	Each \$71.50	Each \$73.25	Each \$74.50	Each \$76.95
K-1T	do	82.50	83.95	85.50	87.95
K-3	do	88.75	91.50	93.75	97.75
K-3T	do	99.75	102.50	104.75	108.75
L-1	do	90.25	92.50	94.25	97.25
L-1T	do	79.50	81.50	83.25	86.25
L-2	do	101.25	103.95	106.25	110.25
L-2T	do	90.50	93.25	95.50	99.50
K-9	Combination range	169.50	173.95	177.75	184.25
K-9T	do	180.25	184.95	188.75	195.25

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his ceiling price by deducting \$9.00 in the case of combination ranges and \$6.00 in the case of gas ranges not of the combination type from his ceiling price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(c) Then manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$9.00 less than the price shown on the label if the range is of the combination type and \$6.00 less than the price shown on the label if the range is not of the combination type.

(d) For purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1, Pennsylvania and New Jersey.
Zone 2, Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island,

New York, Delaware, Maryland, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Georgia, Alabama, Mississippi, Ohio, Indiana, Illinois and Michigan.

Zone 3. Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas and Florida.

Zone 4. Montana, Idaho, Wyoming, Utah, Colorado, Arizona, New Mexico, Nevada, Washington, Oregon and California.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 15th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2623; Filed, Feb. 15, 1946;
3:55 p. m.]

[MPR 86, Order 45]

BORG-WARNER CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Maximum Price Regulation No. 86; It is ordered:

(a) This order establishes ceiling prices for sales of the 22 models of wringer type washing machines, manufactured by the Norge Division, Borg-Warner Corporation, Detroit 26, Mich.

(1) For sales by distributors to dealers the ceiling prices are those set forth below:

Article	Model	Ceiling price for sales by distributors to dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
Wringer-type washing machine.	W-12.....	Each \$40.88	Each \$41.90	Each \$43.60	Each \$44.97
	W-12-P.....	47.70	48.72	50.42	51.79
	W-14.....	46.86	46.84	48.48	49.79
	W-14-P.....	52.42	53.40	55.04	56.35
	W-17.....	53.47	54.41	55.99	57.24
	W-17-P.....	59.70	60.71	62.28	63.54
	W-17-G.....	78.38	79.41	81.10	82.48
	W-18.....	62.91	63.85	65.43	66.68
	W-18-P.....	69.20	70.16	71.72	72.98
	W-16.....	52.42	53.40	55.04	56.35
	W-16-P.....	56.61	57.56	59.13	60.39
	W-4.....	56.61	57.56	59.13	60.39
	W-4-P.....	62.91	63.85	65.43	66.68
	W-6-D.....	52.42	53.40	55.04	56.35
	W-6-D-P.....	56.61	57.56	59.13	60.39
	W-6-D-G.....	69.20	70.16	71.72	72.98
	W-6-B.....	53.47	54.41	55.99	57.24
	W-6-B-P.....	59.70	60.71	62.28	63.54
	W-6-B-G.....	78.38	79.41	81.10	82.48
	W-6-E.....	56.61	57.56	59.13	60.39
	W-6-E-P.....	62.91	63.85	65.43	66.68
	W-6-E-G.....	75.50	76.44	78.01	79.27

These prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city.

(2) The ceiling prices for sales by dealers in each zone for the models listed below are as follows:

Article	Model	Dealers' ceiling prices to consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
Wringer-type washing machine.	W-12.....	Each \$59.95	Each \$61.45	Each \$63.95	Each \$65.95
	W-12-P.....	69.95	71.45	73.95	75.95
	W-14.....	69.95	71.45	73.95	75.95
	W-14-P.....	79.95	81.45	83.95	85.95
	W-17.....	84.95	86.45	88.95	90.95
	W-17-P.....	94.95	96.45	98.95	100.95
	W-17-G.....	114.95	116.45	118.95	120.95
	W-18.....	99.95	101.45	103.95	105.95
	W-18-P.....	109.95	111.45	113.95	115.95
	W-16.....	79.95	81.45	83.95	85.95
	W-16-P.....	89.95	91.45	93.95	95.95
	W-4.....	89.95	91.45	93.95	95.95
	W-4-P.....	99.95	101.45	103.95	105.95
	W-6-D.....	79.95	81.45	83.95	85.95
	W-6-D-P.....	89.95	91.45	93.95	95.95
	W-6-D-G.....	109.95	111.45	113.95	115.95
	W-6-B.....	84.95	86.45	88.95	90.95
	W-6-B-P.....	94.95	96.45	98.95	100.95
	W-6-B-G.....	114.95	116.45	118.95	120.95
	W-6-E.....	89.95	91.45	93.95	95.95
	W-6-E-P.....	99.95	101.45	103.95	105.95
	W-6-E-G.....	119.95	121.45	123.95	125.95

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2, 3 and 4 comprise the areas of the 48 states and the District of Columbia marked on the map of the United States furnished to the Office of Price Administration by the manufacturer, which is incorporated herein by reference. Copies of this map are on file with the Secretary of the Office of Price Administration in Washington, D. C. as well as with each Regional and District Office of the Office of Price Administration. These maps are open for inspection by the public.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling

prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 16th day of February 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2620; Filed, Feb. 15, 1946;
3:53 p. m.]

[2d Rev. MPR 195, Amdt. 2 to Order 9]

TOBACCO HOGSHEAD MATERIAL

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 7a of 2nd Revised Maximum Price Regulation 195, It is ordered:

In Order 9, paragraph (c) is amended to read as follows:

(c) *Maximum prices.* The maximum prices for "Southern Pine Tobacco Hogshead Material" f. o. b. plant shall be as follows:

	No. 1	No. 2
Jointed and beveled staves 1/2" full.....	\$48.00 per MSF.....	\$41.00 per MSF.....
Unjointed and unbeveled staves 1/2" full.....	\$44.50 per MSF.....	\$37.50 per MSF.....
Jointed and beveled staves 3/4" full.....	\$43.00 per MSF.....	\$36.00 per MSF.....
Unjointed and unbeveled staves 3/4" full.....	\$39.50 per MSF.....	\$32.50 per MSF.....
Circled heads full 3/4" of 2 1/2".....	\$1.10 each.....	\$0.95 each.....
Beveled crosspieces or battens.....	\$0.08 1/2 each.....	\$0.07 1/2 each.....
Liners.....	\$0.09 each.....	
Export tobacco box.....	\$3.00 each.....	
Uncircled heading material.....	\$57.50 per M' net measure.	

This amendment shall become effective February 15, 1946.

Issued this 15th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2621; Filed, Feb. 15, 1946;
3:54 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register February 6, 1946.

Region I

Boston Orders 2-O and 3-O, Amendment 4, covering eggs sold by Groups 1 and 2 stores in Massachusetts except Dukes and Nantucket counties. Filed 12:35 p. m.

Boston Orders 4-O and 5-O, Amendment 4, covering eggs in certain cities

and towns in Massachusetts. Filed 12:35 p. m.

Boston Order G-3, Amendment 6, covering dry groceries sold by Groups 3 and 4 stores in certain defined areas in New England. Filed 12:34 p. m.

Concord Order 9-F, Amendment 41, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, and Portsmouth. Filed 12:41 p. m.

Hartford Order 5-F, Amendment 41, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 12:40 p. m.

Hartford Order 6-F, Amendment 41, covering fresh fruits and vegetables in the Hartford area. Filed 12:40 p. m.

Hartford Order 7-F, Amendment 41, covering fresh fruits and vegetables in the New Haven area. Filed 12:40 p. m.

Hartford Order 8-F, Amendment 41, covering fresh fruits and vegetables in the Bridgeport area. Filed 12:40 p. m.

New England Order 7-F, Amendment 41, covering fresh fruits and vegetables in the Boston area. Filed 12:41 p. m.

New England Order 8-F, Amendment 37, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 12:41 p. m.

New England Order 9-F, Amendment 38, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 12:41 p. m.

New England Order 10-F, Amendments 36 and 37, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 12:41 and 12:42 p. m.

New England Order 11-F, Amendment 27, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 12:34 p. m.

New England Order 13-F, Amendment 18, covering fresh fruits and vegetables in the Brockton area. Filed 12:34 p. m.

Region II

Albany Order 13-F, covering fresh fruits and vegetables in certain cities in New York and the Town of Green Island, New York. Filed 12:35 p. m.

Albany Order 12-F, Amendment 1, covering fresh fruits and vegetables in certain cities in New York and the Town of Green Island, New York. Filed 12:36 p. m.

Albany Order 27, Amendments 6 and 7, covering dry groceries in certain areas in New York. Filed 12:36 p. m.

Albany Orders 28 and 29, Amendment 3, covering dry groceries in certain areas in New York. Filed 12:36 and 12:38 p. m.

Albany Orders 3-W and 28, Amendments 3 and 4, covering dry groceries in certain areas in New York. Filed 12:37 and 12:36 p. m.

Albany Orders 4-W and 28, Amendments 2 and 4, covering dry groceries in certain areas in New York. Filed 12:38 p. m.

Baltimore Order 12-F, Amendment 1, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 12:38 p. m.

Baltimore Order 2-C, Amendment 2, covering poultry in the Baltimore, Maryland area. Filed 12:39 p. m.

District of Columbia Order 6-F, Amendment 1, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 12:38 p. m.

Region II

Philadelphia Order 13-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 12:39 p. m.

Philadelphia Order 14-F, Amendment 1, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 12:39 p. m.

Region VI

Fargo Order 1-D, covering butter and cheese in certain counties in North Dakota and Minnesota. Filed 12:42 p. m.

Fargo Order 2-D, covering butter and cheese in certain counties in North Dakota and Minnesota. Filed 12:42 p. m.

Green Bay Order 7-F, Amendments 16 and 17, covering fresh fruits and vegetables in certain counties in Wisconsin

except the town of Washington. Filed 12:51 and 12:42 p. m.

Green Bay Order 8-F, Amendments 16 and 17, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 12:52 and 12:43 p. m.

Green Bay Order 9-F, Amendments 16 and 17, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette. Filed 12:52 and 12:43 p. m.

Green Bay Order 10-F, Amendments 17 and 18, covering fresh fruits and vegetables in the cities of Eau Claire and Chippewa Falls. Filed 12:52 and 12:43 p. m.

Green Bay Order 11-F, Amendments 3 and 4, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 12:53 and 12:43 p. m.

Green Bay Order 12-F, Amendments 3 and 4, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 12:53 and 12:44 p. m.

Milwaukee Order 8-F, Amendment 45, covering fresh fruits and vegetables in Dane county, Wisconsin. Filed 12:44 p. m.

Milwaukee Order 9-F, Amendment 45, covering fresh fruits and vegetables in Sheboygan and Fond du Lac counties, Wisconsin. Filed 12:44 p. m.

Milwaukee Order 11-F, Amendment 37, covering fresh fruits and vegetables in Milwaukee county, and the cities of Racine, Kenosha, Wisconsin. Filed 12:45 p. m.

Milwaukee Order 12-F, Amendment 18, covering fresh fruits and vegetables in the cities of La Crosse and Sparta, Wisconsin. Filed 12:45 p. m.

Milwaukee Order 1-O, Amendment 10, covering eggs in Milwaukee county, Wisconsin. Filed 12:45 p. m.

Milwaukee Order 3-C, Amendment 1, covering poultry in Milwaukee county, and the cities of Racine and Kenosha, Wisconsin. Filed 12:45 p. m.

Omaha Order 31, covering dry groceries sold by Groups 1 and 2 stores in certain Nebraska cities. Filed 12:39 p. m.

Omaha Order 10-W, covering dry groceries in the cities of Hastings, Grand Island, Holdrege and Kearney, Nebraska. Filed 12:39 p. m.

Peoria Order 16-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:45 p. m.

Peoria Order 17-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Illinois. Filed 12:45 p. m.

Peoria Order 18-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:46 p. m.

Peoria Order 19-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:48 p. m.

Peoria Order 1-C, Amendments 2 and 3, covering poultry in certain counties in Illinois. Filed 12:48 and 12:49 p. m.

Peoria Order 2-C, Amendments 2 and 3, covering poultry in certain counties in Illinois. Filed 12:49 p. m.

Peoria Adopting Order 41, Amendment 1, covering dry groceries in certain counties in Illinois and Iowa. Filed 12:48 p. m.

Peoria Adopting Order 5-W, Amendment 1, covering dry groceries in certain counties in Illinois and Iowa. Filed 12:49 p. m.

Sioux Falls Order 5-F, Amendment 2, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 12:49 p. m.

Springfield Order 13-F, Amendment 46, covering fresh fruits and vegetables in the city of Springfield, and Sangamon county, Illinois. Filed 12:50 p. m.

Springfield Order 14-F, Amendment 47, covering fresh fruits and vegetables in the city of East St. Louis, Illinois and the Townships of Centerville, Sugar Loaf, Canteen, and Stites in St. Clair county, Illinois. Filed 12:50 p. m.

Springfield Order 15-F, Amendment 46, covering fresh fruits and vegetables in the city of Decatur, Macon county, Illinois. Filed 12:50 p. m.

Springfield Order 22-F, Amendment 13, covering fresh fruits and vegetables in the city of Quincy, Adams county, Illinois. Filed 12:51 p. m.

Region VII

Albuquerque Order 8-F, Amendment 49, covering fresh fruits and vegetables in the Albuquerque area. Filed 12:39 p. m.

Albuquerque Order 31-C and 38-O, Amendments 7 and 6, covering poultry and eggs in the Albuquerque area. Filed 12:40 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-2602; Filed, Feb. 15, 1946;
11:41 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register February 8, 1946.

Region V

Fort Worth Order 13-F, Amendment 30, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 11:26 a. m.

Fort Worth Order 19-F, Amendment 18, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 11:27 a. m.

Fort Worth Order 21-F, Amendment 14, covering fresh fruits and vegetables in Lubbock and Potter counties, Texas. Filed 11:27 a. m.

Fort Worth Order 18, Amendment 4, covering dry groceries. Filed 11:27 a. m.

Fort Worth Order 5-C and 1-O, Amendment 8, covering poultry and eggs in Tarrant county, Texas. Filed 11:27 a. m.

Houston Order 4-F, Amendment 28, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 11:23 a. m.

Houston Order 5-F, Amendment 28, covering fresh fruits and vegetables in Jefferson and Orange counties, Texas. Filed 11:24 a. m.

Houston Order 2-C, covering poultry in Harris county, Texas. Filed 11:24 a. m.

Houston Order 3-C, covering poultry in Orange and Jefferson counties, Texas. Filed 11:24 a. m.

Houston Order 4-O, Amendment 7, covering eggs in Harris county, Texas. Filed 11:24 a. m.

Houston Order 5-O, Amendment 7, covering eggs in Orange and Jefferson counties, Texas. Filed 11:24 a. m.

Kansas City Order 4-F, Amendment 29, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri, and the city of North Kansas City, Missouri. Filed 11:27 a. m.

Kansas City Order 9-F, Amendment 13, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 11:27 a. m.

Kansas City Order 10-F, Amendment 13, covering fresh fruits and vegetables in Greene county, Missouri. Filed 11:28 a. m.

Kansas City Order 11-F, Amendment 13, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 11:28 a. m.

Kansas City Orders 9-C and 11-O, Amendment 7, covering poultry and eggs in the counties of Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 11:28 a. m.

Kansas City Orders 10-C and 12-O, Amendment 7, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 11:29 a. m.

Little Rock Order 10-F, Amendment 30, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 11:25 a. m.

Little Rock Order 12-F, Amendment 22, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 12:25 p. m.

Little Rock Order 13-F, Amendment 22, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 11:25 a. m.

Little Rock Order 14-F, Amendment 22, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 11:25 a. m.

Little Rock Order 15-F, Amendment 22, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 11:25 a. m.

Little Rock Orders 4-C and 4-O, Amendment 8, covering poultry and eggs in Pulaski county, Arkansas. Filed 11:25 and 11:26 a. m.

New Orleans Order 3-F, Amendment 28, covering fresh fruits and vegetables in the State of Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 11:26 a. m.

New Orleans Order 5-F, Amendment 19, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 11:26 a. m.

New Orleans Order 6-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 11:26 a. m.

Oklahoma City Order 8-F, Amendment 17, covering fresh fruits and vegetables in Oklahoma, Pottawatomie, Garfield, Tulsa and Muskogee counties, Oklahoma. Filed 11:29 a. m.

Oklahoma City Orders 2-C and 1-O, Amendment 8, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 11:29 a. m.

San Antonio Order 6-F, Amendment 28, covering fresh fruits and vegetables in Bexar county, Texas. Filed 11:30 a. m.

San Antonio Order 7-F, Amendment 28, covering fresh fruits and vegetables in Austin, Texas. Filed 11:30 a. m.

San Antonio Order 8-F, Amendment 28, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 11:31 a. m.

San Antonio Order 9-F, Amendment 17, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 11:22 a. m.

San Antonio Order 6-C, Amendment 8, covering poultry in Bexar county, Texas. Filed 11:22 a. m.

San Antonio Order 3-O, Amendment 8, covering eggs in Bexar county, Texas. Filed 11:22 a. m.

St. Louis Order 4-F, Amendment 29, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 11:30 a. m.

St. Louis Orders 3-C and 2-O, Amendment 8, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 11:30 a. m.

Wichita Order 13-F, Amendment 12, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 11:23 a. m.

Wichita Order 14-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Kansas. Filed 11:23 a. m.

Wichita Order 15-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Kansas. Filed 11:23 a. m.

Wichita Order 16-F, Amendment 12, covering fresh fruits and vegetables in Reno county, Kansas. Filed 11:23 a. m.

Wichita Order 17-F, Amendment 12, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 11:23 a. m.

Region VIII

Phoenix Order 2-C, Amendment 2, covering poultry in certain areas in Arizona. Filed 11:26 a. m.

San Francisco Order 13-F, Amendment 36, covering fresh fruits and vegetables in certain cities and towns in California. Filed 11:11 a. m.

San Francisco Order 14-F, Amendment 36, covering fresh fruits and vegetables in certain areas in California. Filed 11:11 a. m.

San Francisco Order 15-F, Amendment 36, covering fresh fruits and vegetables in certain areas in California. Filed 11:11 a. m.

San Francisco Order 23-F, covering fresh fruits and vegetables in certain cities, towns, and counties in California. Filed 11:12 a. m.

San Francisco Order 25-F, covering fresh fruits and vegetables in certain areas in California. Filed 11:12 a. m.

San Francisco Orders 14 and W-1, Amendments 6 and 12, covering dry groceries in certain counties in California

and the city and county of San Francisco. Filed 11:12 a. m.

San Francisco Order 22, Amendment 1, covering dry groceries in certain areas in California. Filed 11:12 a. m.

San Francisco Orders 29 and 30, Amendment 1, covering dry groceries in certain areas in California. Filed 11:13 a. m.

San Francisco Orders 31 and 32, Amendment 1, covering dry groceries in certain areas in California. Filed 11:13 and 11:19 a. m.

San Francisco Orders 32 and 33, Amendments 1 and 2, covering dry groceries in certain areas in California. Filed 11:19 and 11:20 a. m.

San Francisco Orders 34 and 35, Amendment 1, covering dry groceries in certain areas in California. Filed 11:21 a. m.

San Francisco Order 37, Amendment 1, covering dry groceries in certain areas in California. Filed 11:21 a. m.

San Francisco Orders 6-C and 6-C, Amendment 1, covering poultry in the city and county of San Francisco. Filed 11:22 and 11:08 a. m.

San Francisco Orders 2-O and 3-O, covering eggs in certain counties in California. Filed 11:09 a. m.

San Francisco Order 3-O, Amendment 1, covering eggs in certain counties in California. Filed 11:09 a. m.

San Francisco Orders 4-O and Amendment 1, covering eggs in certain counties in California. Filed 11:09 a. m.

San Francisco Orders 5-O and Amendment 1, covering eggs in certain counties in California. Filed 11:10 a. m.

San Francisco Orders 6-O and Amendment 1, covering eggs in certain counties in California. Filed 11:10 a. m.

San Francisco Order 7-O, covering eggs in certain counties in California. Filed 11:10 a. m.

San Francisco Order 1-M, Amendment 1, covering bottled beer and ale in certain areas in California. Filed 11:08 a. m.

Spokane Order 20-F, Amendment 2, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 11:11 a. m.

Spokane Order 21-F, Amendment 2, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai county, Idaho. Filed 11:08 a. m.

Spokane Order 22-F, Amendment 2, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 11:07 a. m.

Spokane Order 23-F, Amendment 2, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 11:07 a. m.

Spokane Order 24-F, Amendment 2, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 11:07 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1220]

UNITED GAS CORP.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of February A. D. 1946.

Notice is hereby given that an application has been filed by United Gas Corporation ("United"), a public utility subsidiary of Electric Power & Light Corporation, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company.

All interested persons are referred to said application which is on file in the offices of the Commission for a statement of the transaction therein proposed which is summarized as follows:

United proposes to acquire certain hereinafter described notes and common stock of Carthage Hydrocol Inc., ("Hydrocol"), a newly formed Delaware corporation. The application states that Hydrocol proposes to construct, near Brownsville, Texas, a plant designed by Hydrocarbon Research, Inc., a non-associate company, to manufacture gasoline and by-products from natural gas by a synthesis process.

The cost of the proposed plant is estimated at \$14,000,000 of which approximately \$7,000,000 to \$9,000,000 is proposed to be financed through a loan from Reconstruction Finance Corporation to be secured by a first mortgage or lien on such present and future assets of Hydrocol as may be agreed upon.

The balance of required funds, including such additional funds as may be necessary for working capital and payments of pre-organization and other expenses, is proposed to be secured through sale by Hydrocol of its 6% promissory notes in the aggregate principal amount of \$10,000,000 due October 1, 1960, and 75,000 shares of its \$1 par value common stock. The notes and common stock will be sold in units consisting of one \$10,000 note and 75 shares of common stock per unit.

The common stock provides for cumulative voting power, and each subscriber holding 100 units or more is entitled to representation on the Board of Directors of Hydrocol to the extent of being represented by one director for each 100 units owned.

United proposes to acquire 100 units of Hydrocol's 6% Promissory Notes and common stock for a cash consideration of \$1,007,500, and states it is informed that 700 of the remaining 900 units have been subscribed as follows:

The Texas Co.	300
Niagara Shares Corp.	100
Forest Oil Corp.	100
La Gloria Corp.	100
The Chicago Corp.	40
Gulf States Oil Co.	30
Stone & Webster, Inc.	30

In addition to the 75,000 shares of its common stock proposed to be sold

through unit sales as above described, Hydrocol has issued 25,000 shares of such stock, being the remainder of its authorized issue, to Hydrocarbon Research, Inc., in exchange for the grant to Hydrocol of the license for the use of the synthesis process.

The subscription agreement provides, in substance, that Hydrocol will call for subscription payments, pro-rata among subscribers, in unit amounts of \$10,075, or multiples thereof, when and as needed, but that no call in excess of 5% of the amount subscribed may be made prior to a written commitment being received from the Reconstruction Finance Corporation granting the loan sought from that source, and that no call for any portion of United's subscription shall be made until United shall have been permitted by this Commission to enter into and consummate said subscription agreement.

United States that, in the opinion of its engineers, the synthesis process to be used in Hydrocol's proposed plant, when further studied and developed on a commercial basis, may result in an important, new, and expanding market for natural gas with resulting benefits to United.

No fees or commissions are to be paid in connection with the proposed transaction, and expenses incident thereto are estimated at \$2,000.

The application has designated sections 9 (a) (1), 10 (a) (1), 10 (b), and 10 (c) of the act as applicable to the proposed transaction.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application and that said application shall not be granted except pursuant to further order of the Commission:

It is hereby ordered, That a hearing on such matter under the applicable provisions of the act and the rules of the Commission thereunder be held on February 25, 1946, at 10:00 a. m., e. s. t., at the offices of the Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. At such hearing cause shall be shown why such application shall be granted. Any person desiring to be heard or otherwise participate in such proceeding shall file with the Commission, on or before February 21, 1946, his written request therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That notice of such hearing be given to applicant and to all other interested persons; said notice to be given to applicant by registered

mail, and to all other persons by general release of the Commission which shall be distributed to the press and mailed to persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication in the FEDERAL REGISTER.

It is further ordered, That, without limiting the scope of the issues presented by said application otherwise to be considered in this proceeding particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed acquisition of common stock of Hydrocol meets the applicable requirements of section 10 of the act, and particularly 10 (b) (3) and 10 (c).

2. Whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose terms or conditions in connection with the proposed transaction.

3. Generally, whether the proposed transaction complies with all the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.[F. R. Doc. 46-2632; Filed, Feb. 18, 1946;
9:46 a. m.]

[File Nos. 54-108 and 59-81]

CRESCENT PUBLIC SERVICE CO. ET AL.

NOTICE OF AND ORDER REOPENING HEARINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of February A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation (Applicants), File No. 54-108; Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company (Respondents), File No. 59-81.

This Commission having heretofore made and entered herein its findings and opinion dated January 22, 1946, and its supplemental findings and order dated February 1, 1946, whereby Crescent Public Service Company ("Crescent") was ordered, pursuant to section 11 (b) of the act, to dispose of its interests in and control over Colorado Central Power Company ("Colorado Central"), Empire Southern Service Company ("Empire Service") and their respective properties, and to liquidate and dissolve, and whereby a plan filed by Crescent, its subsidiaries and certain of its affiliates, pursuant to section 11 (e), proposing the sale by Crescent of those interests, the liquidation and dissolution of Crescent, and certain transactions incident thereto, was approved subject to specified reservations of jurisdiction; and

Empire Southern Gas Company, to which Crescent proposes to sell its in-

terests in Empire Service, having filed a request for leave to be heard herein, Don R. Zachry, representing that he has made an offer to purchase such interests, having filed a petition to intervene herein, and Empire Southern Gas Company having filed a motion to dismiss Zachry's said petition; and

This Commission's order herein dated February 1, 1946, having reserved jurisdiction:

(1) With respect to the amount and allocation of all fees and expenses to be paid in connection with the plan, the transactions incident thereto and the consummation thereof;

(2) With respect to the proposed sales by Crescent of its interests in Colorado Central and Empire Service and the papers filed herein by Empire Southern Gas Company and Don R. Zachry relating to the Empire Service sale;

(3) With respect to the applications and declarations of Crescent and Central Ohio proposing a refinancing by Central Ohio of its 12,000 \$6 preferred shares to remain outstanding following the transactions herein authorized;

(4) To make appropriate recitals and findings, pursuant to the request of the applicants and declarants, in conformity with the provisions of Sections 371, 373 and 1808 of the Internal Revenue Code;

(5) To entertain such further proceedings and to make such supplemental findings and to take such further action as the Commission may deem appropriate in connection with the plan, the transactions incident thereto, and the consummation thereof; and

The hearings herein having been closed, and it appearing to the Commission that it is appropriate that they be reopened and that notice be given and further evidence received with respect to the matters as to which jurisdiction was reserved in our order herein dated February 1, 1946;

It is ordered, That the hearings in these consolidated proceedings under the applicable provisions of the act and the rules of the Commission thereunder

be reopened on February 26, 1946, at 10:00 a. m., E. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on such day by the hearing room clerk in Room 318.

It is further ordered, That jurisdiction be and hereby is reserved to separate, either in whole or in part, or to dispose in whole or in part of, any of the issues or questions which may arise in these proceedings and to take such other action as may appear conducive to an orderly, prompt, and economic disposition of the matters involved.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues otherwise to be considered in these proceedings, particular attention shall be directed at the hearing to the following matters and questions:

(1) Whether in connection with the proposed sales by Crescent of the securities of Colorado Central and Empire Service the considerations to be received and the fees and expenses to be paid are reasonable, and whether competitive conditions have been maintained;

(2) Whether the terms and conditions of the proposed acquisition by Central Ohio of the 12,000 shares of Preferred Stock to remain outstanding following consummation of the transactions heretofore approved herein, the proposed sale by Crescent to Central Ohio of 28 of these shares, and the proposed issue and sale by Central Ohio at competitive bidding of 12,000 shares of new Preferred Stock, will be detrimental to the public interest or to the interest of investors or consumers;

(3) Whether the plan, as filed or as modified, makes appropriate provision for the payment of expenses, fees and remuneration in connection with the reorganization, in what amounts such expenses, fees and remuneration should be paid, and the fair and equitable allocation thereof;

(4) Generally, whether the proposed transactions as to which jurisdiction was reserved are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act and rules promulgated thereunder, and, if not, what modifications should be required to be made therein and what terms and conditions should be imposed to satisfy the statutory standards.

Notice is hereby given of said hearing to the above-named applicants herein, to City Bank Farmers Trust Company, Trustee under the indenture securing the Income Bonds of Crescent, Don R. Zachry, G. L. Ohrstrom, Empire Southern Gas Company, the Railroad Commission of Texas, the Public Utilities Commission of Colorado, the Public Utilities Commission of Ohio, and the City of Big Spring, Texas, and to all interested persons, said notice to be given to the above-named persons by registered mail, and to all other persons by general release of this Commission, distributed to the press and mailed to the mailing list for releases issued under the act, and by publication of this notice and order in the **FEDERAL REGISTER**.

It is requested that any persons desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before February 25, 1946, an appropriate request or application to be heard, as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary,

[F. R. Doc. 46-2633; Filed, Feb. 18, 1946;
9:46 a. m.]